

The United States District Court
Eastern District of Arkansas

1-20

exhibits: 1-84

Devenckie Scott #131042

Plain ~~Plaintiff~~ FILED
EASTERN DISTRICT COURT
ARKANSAS

JUN 16 2014

v. Civil action No. 5:14-cv-237

JAMES W. McCORMACK, CLERK
By: Sprague
DEP CLERK

Ray Hobbs, Harris VSM, et al
in their individually and official capacities Defendants
This case assigned to District Judge Wright
and to Magistrate Judge Deere

I. Jurisdiction & Venue

1. This is a civil action authorized by U.S.C. section 1983 to redress the deprivation, under color of state law, of rights secured by the Constitution of the United States. The court of jurisdiction under 28 U.S.C. section 1331 and 1333 (a)(1)(B) plaintiff relief and authorized by 28 U.S.C. section 2283, 2284 and rule 65 of the Federal Rules of Civil procedure.

2. The Eastern District of Arkansas is an appropriate venue under 28 U.S.C. section 1331 (b)(1)(B) because it is where the events given rise to this claim occurred.

3. Plaintiff Scott, is and was at all times mentioned herein a prisoner of the state of Arkansas in the custody of the Arkansas Department of Corrections. He is currently confined in Arkansas State Prison in Grady,

Arkansas.

Defendants

6 Arkansas Department of Corrections

1. [REDACTED] Ray Hobbs. Director of ADC.

2. [REDACTED] Larry Mac. assist. director of ADC.

3. [REDACTED] Grant Harris. assist. director of ADC.

all officers at [REDACTED] Central office p.o. box
8707 pine bluff, Ar 71611

4. [REDACTED] Warden Banks. Warden of Vamer Supermax unit.

5. [REDACTED] Warden Meirner. Warden of Vamer Supermax unit.

6. [REDACTED] Warden Watson. Warden of Vamer Supermax unit.

7. [REDACTED] Warden Jackson. Warden of Vamer Supermax unit.

8. [REDACTED] Capt. Mark ^{Stephens} [REDACTED]. Capt. of VSM unit.

9. [REDACTED] Sgt. James Pruitt. Sergeant of VSM unit.

10. █ Sgt. Hygurat. Sergeant of VSM unit. (referred to as Sgt. Hewitt sometimes in grievances)
11. █ Stephen Watson. Officer of VSM unit.
12. █ Officer Mrs. Jefferson. Officer of VSM unit.
13. █ Mrs. Tonya Robinson. Grievance officer of VSM unit.
14. █ Officer Hopkins. Officer of VSM unit.
15. █ Capt. Taylor. Captain of VSM unit
16. Officer Davenport. Officer of VSM unit.
all officers at Varner unit. p.o. box 600
Grady, Ar 71144

Legal claims

17. The herein Defendants are being sued in their official and individual Capacities for the violations of the rights of the plaintiff under 1st, 8th/14th Amendment to United States Constitution and Ark. state law, Federal law in ways in follows:

18. The actions of Warden Banks, Warden Meizner, to make a VSM policies denying plaintiff Scott and

rest of inmates of Varner Super max yardcall on all holidays in 2013 that fell during week and not make sure that 1 hour was made up every week, and Warden Watson, Jackson to continue the policy once they took over Warden position in 2013 violated Fed law, and Arkansas AD# 12-24 punitive segregation that state inmates on 24 hr a day lock down is entitled to one hour exercise a day outside they cell, five days a week. The defendants Banks, meizner, Watson, Jackson actions Constituted a violation of Scott's 8th, 14th Amendment of U.S.C. Scott suffered pain and suffering and emotional distress.

19. The actions of Defendants Hobbs, Mae, Harris failure to take disciplinary or other action to curb the retaliation, harassment, and sexual harassment of inmates Scott by officer Watson, Sgt. Pruitt, Sgt. Hygwart, officer Hopkins constituted deliberate indifference to the plaintiff's and other prisoners safety, and contributed to and proximately caused violation to inmate Scott 8th, 14th Amendment of U.S.C. causing Scott pain and suffering and emotional distress. also violation of 1st, 4th Amendment.

1060son
~~1060son~~ 20. The actions of defendants Watson, Pruitt, Hygwart, to take inmate Scott yardcall, and write him a falsified disciplinary to cover up taking inmate Scott yardcall, ~~the writing prisoners~~ in retaliation

Scott utilizing prisoners grievance system constitutes violation of Scott's 1st Amendment right of U.S.C. and Scott is cause to suffer to his 1st Amendment right.

21. The failure of Defendants ^{Warden} Watson, Jackson, ~~sharman~~^{Capt. 5th 1st to take disciplinary or other action to curb the retaliation, harassment, and sexual harassment of inmate Scott by Capt. ~~sharman~~ Taylor, Officer Watson, Sgt. Pruitt, Sgt. Hyguert constituted deliberate indifference to the plaintiff's and other prisoners safety and contributed to and proximately caused violation to inmate Scott 8th, 14th, 4th Amendment of U.S.C. causing Scott pain and suffering and emotional distress.}

22. The actions of Capt. Taylor to put inmate Scott on alternative meal in retaliation of him writing him up on prisoners grievance, an abuse his authority stating it was for another incident which does not qualify a violation of AD⁴ Alternative meal constituted a violation of Scott's 1st Amendment of U.S.C. and Scott is cause to suffer to his 1st Amendment right.

23. The Failure to protect or intervene of defendants Hopkins, Jefferson of defendant Watson, ^{retaliation, harassment,} inflicting corporal punishment on inmate Scott caused violation to inmate Scott 14th Amendment of U.S.C causing Scott pain

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and suffering and emotional distress.

24. The actions of defendant Mrs. Robinson to reject and not investigate inmate Scott grievances of retaliation, and sexual harassment, so it won't make it to Warden's attention of officer Watson conduct, then the actions of defendant Mae to not properly investigate checking cameras, or O-14 polygraph test requested, the failure to correct, or take action of officer Watson retaliation once it was brought to his attention cause denial of 1st, 14th Amendment of U.S.C. The denial of due process of law cause Scott pain and suffering and emotional distress.

— — —

Facts.

25. The plaintiff is a inmate housed on Ad-seg since 2011 Feb. 27. He's been on Adseg, or Ad-seg punitive for over last 3 years.

26. Federal law states 24 hr lock down is 23-1. you get 1 hr aday yardcall "exercise time" 5 hrs a week

27. Ar. state law AD# 12-24 section A. 4. Exercise - Inmates in punitive segregation will be offered

a minimum of one hour of exercise per day outside their cells, five days per week, unless security or safety considerations dictate otherwise. (see exhibits: 2)

28. But Warden Banks, Warden Meizner made a policy all 2012-2013 inmates in adseg wasn't allowed they 1 hr yardcall for everyday a holiday fell on a day during the week cause yardcall officers doesn't work on holidays, and Wardens made no effort to make inmates' one hour yardcall up. "Every other ADC unit have regular officers work yardcall on holidays" (see exhibit: 15-17)

29. Warden Watson, Jackson became Wardens of VSM in 2013 and keep policy in place, not taking correct measures to make sure inmates received they 1 hr yardcall, and assist. director Grant Harris approved denying plaintiff Scott appeal (see exhibits: 16,17)

30. Officer Watson, davenport, hopkins, Sgt. hugyart became yardcall crew in 2013. While plaintiff was in 1803 2013 these officers use to buy his yardcall with ink pens, candy, etc out vending machines, but when plaintiff move to 1801 in 2013 officers stop buying his yardcall and started taking it. The plaintiff warned officers you ain't got to take my yardcall just

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ask for it, or give me a pen or something. Due to officer Watson, Hopkins, Sgt. Hygurt started unprofessionalism mingling with white ~~supervisors~~ Aryan inmates they started acting racist, prejudice, and just taking most of black inmates yardcall letting the white inmates hold meetings on yardcall. So plaintiff Scott and other black inmates started writing it up. (see exhibits: 48-50)

31. Plaintiff Scott firstly wrote defendant Watson up for taking his yardcall on 7/25/13 and 7/26/13 and a couple of more weeks before this. defendant Watson first response was: Inmates don't get up and refuse guidelines. That's his first abuse of authority to cover up taking inmates yardcall. (see exhibits: 18-20, 21, 22-24)

32. On 7/26/13 plaintiff got on yardcall list, but when officer Watson, officer Davenport ran yardcall they took everybody in iso 1 out but plaintiff Scott. They even put his neighbor in iso 1-13 cell in dayroom. And went and started running iso 3 yardcall. Due to this retaliation plaintiff Scott asked officer in booth to call Sergeant who refuse. So plaintiff Scott had to flood his cell to get Sergeant down there to get his yardcall. officer Watson tried to use plaintiff flooding his cell as reason for denying plaintiff Scott his yardcall, but cameras, log in books

Officer Watson had already retaliated on plaintiff Scott and took his yard call. Defendant ^{Warden} Watson refuse to investigate plaintiff Scott allegation on use of prisoners grievance. he responded: According to staff, all allegations is false. Documents show you were on yard call list but you flooded your cell, and your yardcall was denied due to your behavior. (see exhibits: 25-28) (29) defendant ^{Stephens} ~~Stephens~~

defendant Larry Mae, approved and denied plaintiff's appeal taking no actions towards defendants retaliation actions. (see exhibits: 28) (29)

33. During the next two weeks ~~warden~~ defendant Watson harassment, and retaliation got more provocative making inappropriate sexual gestures, sexual harassing plaintiff the days he don't take plaintiff Scott yardcall cause he had officer get a supervisor to make sure he get his yardcall. Officer Watson started shaking him down making him squat and cough 3 and four times telling him turn around again let me see your cheeks, now let me see your dick and balls again. This action was done to humiliate plaintiff to make him decline yardcall himself. Plaintiff Scott asked defendants Pruitt, defendants Huyser for phone to call hotline and they denied him phone to hotline for sexual harassment, but notified Officer Watson so on 8/7/13 he retaliated by taking plaintiff Scott yardcall. (see exhibits: 33-39, 48-50)

41-43.)

34. Defendant watson took plaintiff scott yardcall for at least a month abusing his authority stating he took my yardcall cause I had a sheet up in the bars. So plaintiff scott wrote prisoners grievance on 8/7/13 VSM13-03037 showing how this retaliation cause a officer don't have the right to take a inmate yardcall, if I did have a sheet up that's a ADC violation and I'm suppose to be written a disciplinary. (see exhibits: 33-35)

35. On 8/7/13 plaintiff scott also wrote grievance VSM13-03138 about the sexual harassment by officer watson which defendant robinson abuse her authority rejecting it so it wouldn't be brought to Warden's attention and be investigated. Defendant Mae fail to take action or even investigate the sexual harassment retaliation and abuse of authority. (see exhibits: 37-39)

36. AD 2012-16 Inmate Grievance paragraph 6 states allegations of staff sexual harassment should be investigated no later than 24 hrs. (see exhibits: 10,11)

37. On 8/15/13 officer head and Sgt. burgut told plaintiff personally they was taking his yardcall cause he been writing them up on inmates grievances. Directors

and warden's refuse to return grievance back to plaintiff so they won't have to take correction action towards Sgt. huguant. (see exhibits: 40)

38. On 8/19/13 plaintiff scott wrote grievance USM 13-032-99 on defendant Watson, Sgt huguant, Sgt. Pruitt constantly retaliating on him for last month and defendants Warden Watson, Capt. Stevenson refuse to properly train or supervise its officer to stop them harassing him and taking his yardcall. And Defendant Watson did nothing to correct its officers conduct. (see exhibits: 41-43)

39. On 8/19/13 plaintiff scott also wrote grievance USM 13-3198 on defendant Pruitt about his unprofessionalism relationship at work with nurse gray interfering with his medical assistance. (see exhibits: 44-47)

40. On 8/19/13 plaintiff scott also went on and wrote grievance USM 13-03434 telling the whole truth about how defendant officer Watson use to bribe him and by his yardcall for (free world pens, candy, chips, peanuts out of vending machine) but now he come to work broke instead of buying yardcall he just take it.

Defendant Tonya Robison rejected grievance again so it wouldn't come to Warden's attention and cover it up. And once it was brought to Defendant director Larry Mae

he didn't even investigate it, or take action to correct defendant watson conduct. (see exhibits: 48-50)

41. On 8/21/13 defendant stephen watson retaliated on plaintiff scott to cover up taking his yardcell by writing a falsified behavior report. (see exhibits: 51)

42. note: every 30 mins officer who work floor make a round. notice none of these officers complain or wrote plaintiff scott grievance about having sheet in his bars. also picture suppose to be taken to show proof inmate had sheet hanging in bars.

43. Due to not being supervise on 8/21/13 defendant stephen watson, hopkins took they harassment and retaliation suffer by not just taking his yardcell but opening his door at least 4 times in 30 mins steady coming to plaintiff cell threaten to make him blow him up with bombs and defendant Jefferson refuse to call supervisors or report retaliation harassment by defendant. (see exhibits: 52-54) 55-57

44. Once it was brought to defendants Mae Harris, Jackson, Warden Watson attention they fail to take corrected action (see exhibits: 53,54) 55-57

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45. On 8/27/13 defendant Pruitt, Watson continue to harass, and retaliate on plaintiff Scott by taking his yardcall and defendant Pruitt came back there with nurse Gray talking about plaintiff writing them up a week before, after steady knocking on his door taunting him while he was sleep defendant Pruitt open up plaintiff door and snatch his sheet off his face while he was sleeping on the floor at the bars ~~smoking~~ blocking the light cause he knew officers would try to write him a disciplinary if he had it on the bars. defendant Pruitt wrote plaintiff a falsified disciplinary stating plaintiff had sheet covering his bars blocking view. This was wrote in retaliation of grievance wrote on nurse gray defendant Pruitt on 8/9/13.

46. Note: Camera would show officer on floor mace round every 30 mins and haven't mention plaintiff allege having sheet on bars. There's no picture of sheet on bars.
 (see exhibits: (62-65) 66-67)

47. On 8/30/13 defendant Pruitt, Watson continue to harass and retaliate on plaintiff for writing previous inmate grievances on them by taking his yardcall. They excuse that day was cause plaintiff had something in bars. plaintiff had jumpsuit in bars like suppose to, to be ready to strip and get shake down. Defendant Capt. Stephens review camera seen them take my yardcall and took no action towards defendants for they abuse of authority retaliating on plaintiff Scott. exhibits: (69-72)
 (73-75)

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48. defendant Warden Watson took no corrective action towards defendants Pruitt, ~~and~~ officer Watson.
see exhibits:

49. On 9/10/13 defendant officer Watson continue to retaliate on plaintiff Scott by taking his yardcall then taunt plaintiff by coming to his cell door telling him: to get a grievance and write it up. (see exhibits: 76)

50. In September 2013 major concrete and defendant Stephens retaliated on all VSM inmates writing it up about they yardcall being taken and to cover up defendant officer Watson abusing his authority, so they made a VSM policy stating if a inmate had anything in his cell bars they isn't allow yardcall.

Note: officers job is security of prison's and inmates so if inmate is suppose to have anything in view where they can't see inmates safety it's their job as security to come take it down. To make sure inmates security is secure. (see exhibits: 77-79, 80)

51. On 10/7/13 The defendants Capt. Taylor, officer Watson retaliate on plaintiff Scott continuing taking his yardcall stating against policy to go to yardcall if you got anything in bars, when you got to put jumpsuit in bars to be shook down. (see exhibits: 80) 77-79)

52. On 10/3/13 Lt. Taylor retaliated on plaintiff Scott for previous writing him up on a grievance and put plaintiff on 7 days of alternative mesl for an incident with another officer who the allege rule violation didn't even warrant punishment of alternative mesl. Then plaintiff best disciplinary. (see exhibit: 80)

53. Plaintiff still suffering is yardcall be taken. (see exhibits : 82,83)

54: a lot of grievances officers and supervisor refuse to send back to plaintiff of appeals once he started getting around the retaliation policy they made to keep inmates from reaching supreme court. (see exhibits: 84)

Added defendants

55. Arkansas Department of Corrections.

p.o. box 8707
pine bluff, Ar 71611

"Legal Claim"

Defendant

56. The actions of the Arkansas Department of Corrections, Hobbs to make ADC AD#12-16 inmate grievance procedure in retaliation of pass inmates filing lawsuits change policy where it violate it on policy and make it where inmates can't utilize prisoners grievance system

And exhaust all they remedies to have access to courts stating that you can only file 5 step 1 grievances a week and you can only take 3 to step 2 a week Sat - Friday, and if the grievance officer don't bring response back you got 6 days from day file to take to step 2 so if you turn 5 grievances step 1 take 3 to second step Friday. you take next two to second step sat the start of new week. you write 5 for more grievances turn in step 1 sat of every Friday happen during the week you can only take 1 to second step that day. for rest of week now you got to wait till Saturday again. So out four left you got to visit till next Saturday to take 3 of them to next step but by waiting by grievance policy to take to second step you violate grievance policy also cause you pass 6 days if you hasn't got a response from grievance officer. And most grievance officer's don't bring grievances back till after 6 days it already expired. This action violated inmate Scott 1st Amendment of U.S.C. causing Scott pain and suffering ~~and the~~ ~~other~~ and emotional distress.

57. The actions of defendant officer Watson to take plaintiff yardcall in retaliation of plaintiff Scott writing previous grievance on him constituted a violation of Scott's 1st Amendment of U.S.C. and Scott is cause to suffer to his 1st Amendment right.

Relief Requested

Where fore, plaintiff requests that court grant the following relief:

A. issue a declaratory judgment stating that:

1. The retaliation, harassment and sexual harassment of the plaintiff by defendant officer watson, Sgt. Pruitt, Sgt. huygurt, davenport, Capt. Taylor, Hopkins violated the plaintiff's right under the 1st, 4th, 8th, 14th Amendment to the United States Constitution.
2. Defendants Hobbs, Harris, Mae, Warden Watson, Warden Jackson, Capt. Stephens failure to take action to curb the retaliation, harassment of prisoners violated the plaintiff's right under the Eight, First amendment, Fourteenth Amendment to the United States Constituted.
3. Defendant Harris, Mae, Warden Watson, Warden Jackson, Capt. Stephens actions in conducting plaintiff's grievance appeal of retaliation, sexual harassment, and defendants Harris, Warden Watson Jackson, Capt. Stephens actions in substantiating it without investigating just asking officer what happen and take officer word instead of evidence checking camera's and log in books violated the plaintiff's right of due process clause of the fourteenth Amendment to the United States Constitution.

4. The actions of Defendants Warden Banks, meizner, Jackson, warden watson in making a VSM policy where inmates isn't allowed they 5 hrs of yardall of exercise a week cause one day fall on holiday and take no action to make sure the hour miss for inmates on 23 hr and I locked down violated plaintiff's right under the eight Amendment to the United States Constitution.

B. issue an injunction ordering Defendants Hobbs, Harris, warden watson, Jackson or their agents to:

1. make a policy making sure inmates get their 5 hrs a week yardall exercise and if holiday fall is the week they take action to make sure that one hour made up.

2. immediately change AD# Inmate grievance procedure policy to where inmates can take 5 grievances to second step a week so policy aint wrote to if inmates follow it they also violate same policy blocking the access to court for relief of the rights being violated of United States Constitution.

3. immediately change AD# inmate grievance procedure that inmates have 15 days to take retaliation, sexual harassment, physical abuse grievances to second step just like they have 15 days to ^{write} ~~get~~ it so if they rights violated it actually get investigated. (camera's check, O-14)

test so they can take correction action to curb violations instead of rejecting them.

C. Award compensatory damages in the following amount:

1. 100,000 jointly and severally against Warden ~~Barker~~, ~~Meinzer~~, Jackson, Warden Watson, Officer Watson, Hopkins, Davenport, Sgt. Fruitt, Sgt. Huygant, Capt. Taylor for the retaliation, harassment, sexual harassment, taking of yardcall and emotional distress, humiliation injuries sustained as result of taking of plaintiff yardcall in retaliation of him writing prisoners' grievance on them.

2. 50,000 jointly and severally against Warden Barker, Meinzer, Warden Watson, Jackson for making policy taking inmates in VSM yardcall for 2012-2014 not allowing them 5 hrs a week exercise and not taking steps to make sure he was made up causing emotional distress.

3. Warden Hobbs, Harris, Warden Watson, Warden Jackson, Capt. Stephens, ~~for &~~ Robinson, Arkansas Department of Correction for the punishment, including deprivation of liberty and amenity, and emotional injury resulting from their denial of due process in connection with plaintiff's grievance proceedings.

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D. Award punitive damages in the following amounts:

1. 20,000 each against defendants officer davenport, officer watson, hopkins, Sgt. Pruitt, Sgt. Huygrot, Capt. Taylor.
2. 10,000 each against Arkansas Department of Corrections, Hobbs, Harris, Mae, robinson, Capt. Stephens
3. 20,000 each against Warden Watson, Warden Jackson, Warden Banks, warden meizner

E. Grant such other relief as it may appear that plaintiff is entitled to.

1. Jury trial

2. court cost, lawyer fees, cost of expenses of pro se litigants and time.

9/11/14

Derrick Scott # 131642
respectfully submitted
P.O. box 6000
Grady, Ar 71611



exhibit: 1
PO Box 8707
Pine Bluff, AR 71611-8707
Phone: 870-267-6200
Fax: 870-267-6244
www.adoc.arkansas.gov

ADMINISTRATIVE DIRECTIVE

SUBJECT: Punitive Segregation/Restriction

NUMBER: 12-24

SUPERSEDES: 10-20

APPLICABILITY: To all employees, especially those involved in the operation of punitive segregation; and inmates

REFERENCE: AR 839 - Punitive Segregation

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APPROVED: Original signed by Ray Hobbs

EFFECTIVE DATE: 08/03/2012

I. POLICY:

It shall be the policy of the Department of Correction to provide safe, secure housing for inmates who require a higher degree of physical control because they have been found guilty of committing serious rule violations. Additionally, to provide for a consistent method of applying punitive restrictions to inmates who are removed from punitive segregation areas prior to the completion of the punitive segregation time imposed by the Disciplinary Hearing Officer. This policy applies only to the punitive segregation portion of a disciplinary sentence and is not meant to add to or negate any restrictions imposed by the Disciplinary Hearing Officer.

II. EXPLANATION:

Any inmate who has been found guilty of violating departmental rules and regulations may be placed in punitive segregation after an impartial due process hearing pursuant to procedures in the Disciplinary Manual and shall be subject to the following restrictions and/or conditions of confinement while in punitive segregation. Punitive measures may include punitive segregation or punitive restriction.

III. PROCEDURES:

A. Restrictions and/or Conditions of Confinement

Any exception or deviation from this policy must be authorized by the Director.

1. **Mail** - Inmates in punitive segregation will be allowed to send and receive letters on the same basis as inmates in the general population. This will include both general and privileged correspondence.
2. **Newspapers/Magazines** - Inmates will not be able to receive newspapers or magazines in punitive segregation. During their 48-hour relief, inmates will be allowed to receive the two most current newspapers and magazines on a one-for-one exchange basis.
3. **Visitation** - Inmates in punitive segregation have opportunities for visitation unless there are substantial reasons for withholding such privileges. Visits will be conducted for two (2) hours, once a month (calendar) and scheduled at least 24 hours in advance. The Warden or designee must approve all such visits. Approval will be contingent upon but not limited to:
 - a. Nature of rule violation.
 - b. No further rule violations while housed in punitive.
 - c. Satisfactory cell inspection reports.

A legal visit may be approved in advance by the Warden/Center Supervisor. This is to be done only when the attorney can justify the urgency of the legal matter prior to the release from punitive status, then only with the consistent need for good security.

4. **Exercising** - Inmates in punitive segregation will be offered a minimum of one hour of exercise per day outside their cells, five days per week, unless security or safety considerations dictate otherwise.
 - a. The exercise periods are to be conducted outside, security and weather permitting. During inclement weather, coats and raincoats are available.
 - b. During these exercise periods, the inmate will not be afforded any recreational equipment, television, or radio.
 - c. Exercise periods should be documented. Any imposition of constraint during the exercise period will be justified and documented.

5. **Commissary** - Inmates on 48-hour relief will be allowed to purchase commissary items, authorized personal hygiene items and legal supplies listed in the Personal Property Section of this policy a minimum of once every 30 days. Purchase limit will be the same as indigent inmates. Legal supplies may be purchased more often if the inmate can document a valid need. Inmates violating any restrictions will be subject to additional disciplinary action.
6. **Mattresses** - Inmates in punitive segregation will not be allowed to have mattresses in the cells between the hours of approximately 7:00 a.m. and 7:00 p.m. daily.
7. **Showering** - Inmates in punitive segregation will be afforded the opportunity to shave and shower a minimum of three times per week. Female inmates will be afforded the opportunity to shave once a week. Exceptions are permitted when found necessary by the senior officer on duty. All exceptions will be recorded in the log and justified in writing.
8. **Law Library** - After having been in punitive segregation for twenty days, inmates may order legal materials from the law library if just cause or adequate need arises for legal material to be delivered once per week.

EXCEPTION: Legal materials will be made readily accessible to those inmates who need to meet statutory or court-imposed deadlines.

9. **Personal Property** - Inmates sentenced to punitive segregation are not allowed personal property; thereby, personal property will be inventoried in accordance with appropriate policy addressing inmate property control. While in punitive segregation, the inmate will be allowed to have the following items only, contingent upon good security.
 - a. Legal materials/Religious texts- only that amount of legal material which can be kept neat and orderly and does not clutter the cell, plus one religious text (i.e., Bible, Koran, etc.)
 - b. Soap
 - c. Dental hygiene items
 - d. Wash cloth
 - e. Self-improvement reading materials provided by Treatment Services (one)
 - f. Comb (no pick)
 - g. Deodorant

- b. Sanitary napkins (females)
- c. Paper
- d. Flex pen
- e. Stamped envelopes/Legal envelopes
- f. Shampoo (female inmates only)
- g. Conditioner (female inmates only)
- h. Communal items (during 48-hour relief only)
- i. Medications as authorized in paragraph #1g

Toilet paper will be issued in increments by the punitive area supervisor on an as-needed basis.

10. Telephone - Inmates will not be afforded telephone privileges. Inmates may make attorney calls when a need can be verified that will not wait until the conclusion of punitive confinement.
11. Religious Services - Inmates in punitive segregation will not be allowed to participate in group religious activities. A religious leader approved by the Department will be available upon request for one-on-one visits, at the inmate's cell, subject to approval by the Warden. A departmental chaplain must make rounds to punitive at least once per week.
Provisions will be made for Muslim inmates to participate in the Ramadan fast.
12. Merititious Good Time - Inmates in punitive segregation will not earn good time.
13. Work Assignment - Inmates in punitive segregation will not have work assignments.
14. Library - Inmates in punitive segregation will not have regular library privileges.
15. Program Activities - Inmates in punitive segregation will not be allowed to participate in any group program activities (i.e., Inmate Council, SATP, education, movies, etc.).
16. Clothing - Inmates in punitive segregation will be provided one jump suit and appropriate undergarments at shower time. The only footwear permitted will be state issued canvas or approved medical footwear.
17. Paper and Pen - Inmates in punitive segregation will be allowed to purchase flex pens and/or paper through the commissary at least once monthly or more often if a need is documented and validated. The

(5)

Segregation Supervisor or Chief Security Officer will review all such requests.

- 18. Medical** – All inmates who are segregated from the general population will be evaluated by qualified health personnel prior to placement in segregation and daily while in segregation to determine the individual's status. The pre-placement health evaluation is to ensure the inmate does not have any medical conditions contradictory to such placement, and to screen for mental health referrals. Any referrals to mental health shall be made to the mental health supervisor and/or the on-call mental health staff. The pre-placement will be documented in the inmate's health record.

Sick call will be held at least five times per week. Pill call will be held as often as is required by the medical staff. Medical services on weekends will be for emergencies only. Only medications authorized by Medical Services will be kept in a punitive cell.

- 19. Food** – Food will be served in accordance with the appropriate policy addressing food services. Disposable utensils may be utilized. Meals will be served in the cells. Inmates on punitive will not be served seconds.

Alternative meal service may be provided to an inmate in segregation who uses food or food service equipment in a manner that is hazardous to self, staff, or other inmates. Alternative meal service is on an individual basis, is based on health and/or safety considerations only, meets basic nutritional requirements, and occurs with the written approval of the Warden and responsible health authority. The substitution period shall not exceed seven days, but may be resumed, as warranted, following one regular tray, absent a special treatment plan.

- 20. Consecutive Sentences** – Inmates on 48-hour relief may possess only those items from the commissary, which could reasonably be consumed in 48 hours.

- 21. Mental Health Counseling** – Mental health counseling may be coordinated between mental health personnel and the Warden. A departmental mental health counselor must make rounds in punitive no less than three times per week, on Monday, Wednesday, and Friday, and will ensure that all inmates reassigned from population to a lock-down status since the last round are seen. Additionally, mental health staff will see an inmate assigned to administrative segregation/punitive isolation during normal working hours before leaving the unit and assess the inmate utilizing the Segregation Review Form (MHS-

(6)

1139.00) when notified of concerns by unit staff or medical staff. After normal working hours and on holidays or weekends, on-call mental health staff shall assess each inmate on whom notification has been received from unit staff or medical staff to determine if the inmate needs to be placed on treatment restriction status per MHS Policy 1136.00, with documentation in the electronic health record and the inmate's mental health file.

22. **Cleanliness/Grooming -** Inmates assigned to positive segregation are expected to comply with the Department's policy concerning personal cleanliness and grooming for inmates. If an inmate's personal cleanliness and/or grooming falls below the Department's standard, the Chief of Security may order that necessary steps be taken to enforce compliance. Failure to abide by grooming standards is grounds for disciplinary action.

B. Staff Responsibilities

The Warden, Deputy/Assistant Warden, or Chief of Security Officer will visit positive segregation at least once per week. In addition, the Duty Warden will visit positive segregation each weekend. He/She will pay special attention to those inmates assigned to mental health "Treatment Protection," i.e., Restriction Status or Restraint Status, and will follow those instructions outlined below under #5, "Special Note."

The punitive area supervisor will be responsible for assuring that:

1. Each punitive cell has lights, toilet, and lavatory in working condition. Each punitive cell shall have a bunk.
2. All inmates working in the punitive area shall be under constant staff supervision.
3. Shakedowns are conducted in accordance with the appropriate policy addressing searches. All segregation cells on punitive are searched on a non-regular basis at least three times a week and documented.
4. A log is maintained on all movement of inmates on punitive status.
5. Each cell in positive segregation shall be checked by an officer at irregular intervals no less than every 30 minutes.

Officers will note if the inmate is complying with the Department's cleanliness and/or grooming standards. Likewise, each cell will be checked to make certain the cell is clean and sanitary. If the condition of the inmate or the cell is not in compliance with Department

standards, the Chief of Security, or designee, will be notified immediately and will take necessary steps to correct the problem.

"Special Note." For those inmates assigned to punitive segregation and under "Treatment Precaution," i.e., Restriction Status or Restraint Status, the punitive area supervisor will ensure staff initial in the Treatment Precaution Log indicating that the inmate and his/her cell have been checked and the inmate is in a satisfactory condition and the cell is in compliance with the Department's cleanliness and sanitation standards.

6. No administrative segregation inmates are housed in the same cells as punitive inmates. Administrative segregation inmates can be housed on the punitive wing with the written approval of the Chief of Security, but cannot be housed in the same cells as punitive inmates. In the absence of the Chief of Security, the shift supervisor may authorize such housing provided that written approval is obtained from the Chief of Security as soon as possible.

C. Periods of Confinement

1. Inmates may be confined to punitive segregation for a period up to 30 days.

Inmates serving consecutive punitive isolation sentences will receive 48-hour relief at the end of each 30-day sentence. Inmate privileges as previously outlined in this policy will be restored during the 48-hour relief period and will be restricted again at the beginning of the next punitive sentence. An inmate's telephone privilege will not be restored during 48-hour relief if the privilege was suspended due to a conviction of disciplinary rule violation 02-5, 09-13 or 17-3. Commissary purchases may be made by an inmate only if the inmate's 48-hour relief falls on their regularly scheduled commissary day, and will be limited to a quantity that can reasonably be consumed in 48 hours. Inmate personal property privileges as previously outlined in paragraph A. (V) of this policy will remain in effect.

2. Inmates may be released from punitive segregation prior to the completion of sentence only with the authorization of the Warden or designee. This will not relieve the inmate from punitive restrictions unless specifically ordered by the Warden or designee.

D. Punitive Restriction

1. When an inmate is found guilty of a major infraction of institutional rules and punitive segregation time is imposed, the inmate may be

- placed in positive segregation and be subject to the restrictions of that assignment or be placed on punitive restrictions.
2. Should an inmate placed in punitive segregation be removed from punitive segregation prior to the completion of the positive segregation time imposed by the Disciplinary Hearing Officer, the inmate will be placed in housing commensurate with job assignment and will be placed on punitive restrictions until completion of the punitive sentence. (Positive restrictions can only be imposed for the duration of the positive segregation time imposed. Any other restrictions would have to be imposed by the Disciplinary Hearing Officer.)
3. Inmates on punitive restriction will have a work assignment and will be required to work on their assigned job. Inmates on punitive restrictions may have their privileges restored prior to the completion of their punitive sentence only with the authorization of the Warden or his designee.
4. Inmates serving consecutive punitive restrictions will receive 48-hour relief at the end of each 30-day sentence. Inmate privileges as previously outlined in this policy will be restored during the 48-hour relief period and will be restricted again at the beginning of the next punitive restriction sentence.
5. Inmates working on their assignments without additional disciplinary will receive credit toward reclassification (promotion in class) as other inmates working on their assignments. Inmates will not receive a class upgrade while on punitive restriction status.
6. An inmate on punitive restriction who is found guilty of a major infraction of institutional rules by the Disciplinary Hearing Officer will be placed in punitive segregation for the time period imposed by the sanction. This time imposed is consecutive to any previously imposed punitive sentence unless otherwise ordered by the Warden, or designee.

10-20
10July22

AR 831 Disciplinary Rules and Regulations

2 of 2

9

- G. All steps in the disciplinary process are to be properly documented. Hearings will be audiotaped, and paper and electronic records of disciplinary actions will be maintained in accordance with the Department's records retention schedule.
- H. An appeal process, as specified in the *Inmate Discipline Manual*, will allow the inmate to seek to correct errors in procedure or in findings of fact.
- I. The Administrator of Disciplinary Hearings is charged with the responsibility of training Disciplinary Hearing Officers and with monitoring adherence to procedure.

III. STANDARDS:

American Correctional Association; Standards for Adult Correctional Institutions,
Third Edition, 3.3.1

AR831.doc
020107

10



Arkansas Department of Correction

East Arkansas Regional Unit
Accreditation Office
P.O. Box 180
Brickeys, Arkansas 72320

Memo

FR: Ted Austin, ACA/Policy Coordinator
TO: Inmate Population & Max Population
DA: April 30, 2012
RE: Policies Changes

Below are the approved changes to the policy listed below.

Attached are the following revised or new AD(s).

The effective date for the policy (s) listed below 05/28/2012.

3. AD 2012-16 Inmate Grievances

Changes: page 5, paragraph (1, 2 and E)

1. Inmates who have difficulty understanding how to complete the grievance forms or actually completing the forms should request and be provided assistance from staff. However, there is no prohibition against an inmate seeking assistance from another inmate IF the grievant has language barriers or cannot read or write.
2. Only one Unit Level Grievance Form (Attachment I) can be submitted per grievance and only one problem/issue should be stated in the grievance, not multiple problems/issues. An inmate must use a separate form for each issue. Only one issue will be addressed. Additional problems/issues contained in the grievance will not be considered as exhausted. Exhaustion of an issue is required prior to filing a lawsuit under the Prison Litigation Reform Act of 1995 on that issue.

E. Step One: Informal Resolution Procedure

Inmates are required to attempt informal resolution of a problem/complaint prior to filing a grievance.

1. **The Unit Level Grievance Form (Attachment I) shall be completed and submitted within 15 days after the occurrence of the incident, with the date beside "Step 1: Informal Resolution" filled in.**
2. **On the Unit Level Grievance Form (Attachment I), only in the space provided, the inmate should write a brief statement that is specific as to the substance of the issue or complaint to include the date, place, personnel involved or witnesses, and how the policy or incident affected the inmate submitting the form.**

Additional sheets, including additional pages of the grievance written on Unit Level Grievance Forms (Attachment I) should not be attached and will be returned to the inmate upon submission or as soon as practical. ONLY THE STATEMENT IN THE SPACE PROVIDED ON ONE ATTACHMENT I WILL BE MAINTAINED AND CONSIDERED THE GRIEVANCE SUBMISSION.

Changes: Page 6, paragraph (5 and 6)

An emergency situation is one in which the inmate is subjected to a substantial risk of physical harm such as sexual assault, physical abuse, staff sexual misconduct, or staff sexual harassment. It should not be declared for ordinary problems that are not of a serious nature. If the inmate believes the matter to be an emergency, he/she will fill in the date beside "Emergency Grievance" on the Unit Level Grievance Form to designate an emergency, and present the form to any staff, but preferably the designated problem-solving staff. If that staff determines that an emergency situation does exist, corrective action shall be taken as soon as possible and no later than twenty-four (24) hours. If no emergency is determined, the informal resolution form shall be processed within the normal time limits stated within this policy.

Upon receipt of a Unit Level Grievance Form submitted under Step One, the HSA, or medical department representative appointed by the HSA, or the Mental Health Supervisor will take whatever action is deemed clinically appropriate to fully resolve the problem, document the action taken, or state why no action is necessary or appropriate, and the HSA or Mental Health Supervisor or designee will sign the form in the space provided for the staff signature which is found on the same line as the inmate signature following the description of the action taken to resolve the complaint. Please note the staff signature should NOT be in the space provided for the signature of the designated problem-solver.

Changes: Page 7, paragraph (7)

As soon as practical, the HSA, Mental Health Supervisor, or designee will return the Unit Level Grievance Form to the inmate, and provide a copy to the Grievance Officer. NOTE: In no event should this time frame exceed three (3) working days from submission of the Unit Level Grievance Form for Step One by the inmate to the problem-solver. The HSA, Mental Health Supervisor, or designee should not respond to a grievance that is alleging misconduct by that individual against the inmate; however, where the inmate still has another step in the grievance process to challenge the conduct and/or the inmate is alleging indirect misconduct (failure to act) as opposed to direct misconduct, such as physical abuse or retaliation, by the HSA or the Mental Health Supervisor, then the Regional Manager or Mental Health Administrator will respond after the medical or mental health department has appropriately logged the resolution.

Changes: Page 11, paragraph (G1, 2 and 4)

The appeal must be written in the space provided on the original Warden/Center Supervisor's Decision Form (Attachment III), the Health Services Response to Unit Level Grievance Form (Attachment IV) for medical or mental health grievances entitled Inmate's Appeal (see Attachment III and IV), or the Acknowledgement or Rejection of Unit Level Grievance (Attachment II). Only what is written in the space provided for appeal will be considered part of the grievance appeal. Additional sheets should not be attached and will be returned to the inmate upon receipt of the appeal or as soon as practical. ONLY THE STATEMENT IN THE SPACE PROVIDED WILL BE MAINTAINED AND CONSIDERED PART OF THE APPEAL SUBMISSION.

The inmate must include the original Unit Level Grievance Form (Attachment I), which describes the matter originally grieved, and either the Warden/Center Supervisor Decision Form (Attachment III), the Health Services Response to Unit Level Grievance (Attachment IV), or the Acknowledgement or Rejection of Unit Level Grievance (Attachment II) if the inmate is asserting the grievance was improperly rejected or if the inmate did not receive a response or extension within the timeframe. If these two (2) pages are not submitted with the inmate's appeal portion completed, the appeal may be returned to the inmate as rejected.

To complete the appeal, the inmate must state a reason for disagreeing, and must date, sign, and write the inmate's ADC number on the attachment being appealed.

Do not list additional issues, requests and/or names which were not a part of the original grievance as they will not be addressed.

Changes: Page 12, paragraph (7, 8 and 9)

If a grievance appealed is a duplicate of one previously appealed by the inmate with regard to the staff member named, the date of the incident, and the subject of the grievance, the inmate will be sent an Acknowledgment of Grievance Appeal/Rejection on Attachment V, and it will be noted as "Duplicate of _____" and the earlier grievance number will be filled in the blank; the duplicate will be returned to the inmate with the Attachment V.

The Grievance Extension Form will be used in cases where a longer period of time is required for a response or resolution of the problem. The inmate shall be notified by the responding authority, in writing, of the reason for the delay and its expected length on the Grievance Extension Form (see Attachment X). Time limits for responding will be extended automatically upon completion of the Grievance Extension Form (Attachment X), unless the inmate disagrees in writing to the extension. If the inmate does not agree to the extension, the inmate understands and agrees that, with that decision, no further action will be taken on the issue, and the grievance appeal will be returned to the inmate without a decision on its merit. By disagreeing with the extension, the inmate waives his or her right to have the grievance issue considered or exhausted.

The entire grievance procedure should be completed within seventy-six (76) working days unless a valid extension has been executed, or it can be documented that unforeseen circumstances have occurred.

Changes: Page 18, paragraph (6)

No entries concerning grievances, or an inmate's participation in a grievance proceeding through testimony or submission of evidence, shall be recorded in the inmate's paper institutional file.

cc: Mr. Danny Burl, Warden
Mr. Todd Ball, Deputy Warden
Mr. Dexter Payne, Deputy Warden
File

June 23 informal resolution was so utterly false.

FN16. Defendant Stephenson testified that, if he had in fact cursed and threatened Plaintiff as alleged in the June 23 informal resolution, he believed Warden White would have punished him by suspending him from his job. Based on his understanding of the ADC disciplinary process for guards, Defendant Stephenson did not believe it would have resulted in his termination. Assistant Warden Manus testified that, if Defendant Stephenson had admitted to the charges contained in Plaintiff's June 23 informal resolution, he believed Warden White would have either suspended Defendant Stephenson or terminated him.

4. At 8:15 a.m. on June 27, 2007, almost immediately after Sgt. Lyons advised Defendant Stephenson that Plaintiff had filed the June 23 informal resolution, Defendant Stephenson filed a disciplinary against Plaintiff. See DX # 11. In the Notice of Charges, Defendant Stephenson makes it clear why he is filing the disciplinary:

On the above date and approximate time [06/27/2007 08:15 a.m.] I Sgt. Stephenson received an informal resolution from Inmate W. Haynes # 111110 stating that I (Sgt. Stephenson) "approached him in a threatening manner and stated I don't ever need you to ask anything or any fucking one about something concerning me. I don't need you saying any fucking thing to me or fucking about me to any SOB." I Sgt. Stephenson never said this so therefore I am charging Inmate W. Haynes with the following rules violations 12-1, 13-1.

Id. (emphasis added).

5. Rules 12-1 and 13-1 of the ADC "Behavior Rules and Regulations" provide the following:

- (a) 12-1. Failure to obey verbal and/or written orders of staff.
- (b) 13-1. Deliberately giving information or falsely accusing another in the course of an official investigation.

See DX # 15 at 7. According to Defendant Stephenson, a violation of 12-1 automatically occurs in every disciplinary which charges an inmate with violating another provision of the "Behavior Rules and Regulations." In other words, because Plaintiff allegedly violated Rule 13-1 (which is a written rule) by making a deliberately false allegation in his June 23 informal resolution, he also violated Rule 12-1, which prohibits an inmate from disobeying any written rule.

*9 6. Section J of the ADC's grievance procedure prohibits an inmate from "abusing the grievance procedure." Paragraph 4 of Section J provides the following:

Any inmate who knowingly makes false statements to staff for the purpose of harming another person may be charged with the appropriate disciplinary offense.

See DX # 17 at 11.

7. Section K of the ADC's grievance procedure goes on to explicitly prohibit any form of "reprisal" against an inmate for exercising his right to file an informal resolution or grievance. Among other things, Section K makes it clear that ADC staff is "absolutely prohibited" from retaliating against an inmate for making appropriate use of the grievance procedure:

1. No inmate shall suffer any action or threat of action based on his or her appropriate use of or participation in the grievance procedure..., Such behavior on the part of staff is absolutely prohibited and will be dealt with in accordance with the appropriate policy regarding employee conduct and discipline.

Exhibit # 14

ADMINISTRATIVE REGULATIONS	Section Number:	Page Number:
	830	1 of 1
		Board Approval Date: 10/20/79
	Supersedes:	Dated:
STATE OF ARKANSAS BOARD OF CORRECTIONS	Reference: Effective Date: 11/30/79	
SUBJECT: Corporal Punishment		

I. **POLICY OF DEPARTMENT:**

The use of corporal punishment is contrary to humane standards of care and professional correctional practices and as such is absolutely prohibited by an employee of the Department of Correction.

II. **EXPLANATION:**

A. Corporal punishment is defined as the striking, pushing or shoving of an individual for the purpose of causing pain or discomfort; the improper use of chemicals in any form; violence of any nature; the use of profane or abusive language or racial slurs directed toward the inmate; or any measure which may be injurious to an individual.

B. This regulation in no way prohibits a staff member from using that force necessary to protect himself from injury; to prevent injury to other employees or inmates; or to prevent property damage or escape.

AR830

Unit/Center VSMName Deverich ScottADC# 131042 Brks # 1504-4 cell Job Assignment _____

FOR OFFICE USE ONLY

GRV. # 15m-14-111Date Received: 1/9/14GRV. Code #: 511

(15)

1/1/14 (Date) STEP ONE: Informal Resolution1/7/14 (Date) STEP TWO: Formal Grievance (All complaints/concerns should first be handled informally.)If the issue was not resolved during Step One, state why: our right to 5 hrs. a weekyardcall is not dictated by you'll aint got enough offis. You suppose to have officers(Date) EMERGENCY GRIEVANCE (An emergency situation is one in which you may be subject to a substantial risk of physical harm; emergency grievances are not for ordinary problems that are not of a serious nature). If you marked yes, give this completed form to the designated problem-solving staff, who will sign the attached emergency receipt. If an Emergency, state why: _____

Is this Grievance concerning Medical or Mental Health Services? _____ If yes, circle one: medical or mental

BRIEFLY state your one complaint/concern and be specific as to the complaint, date, place, name of personnel involved and how you were affected. (Please Print): The conduct of Warden Watson, Jackson, Banks, meinner to violate Fed law by making a Vsmr supermaxpolicy that on all holidays during the week Mon - Friday makes is not allowed they 1 hour yardcall which violates Fed law we suppose to be offered 5 hours a week. And they didn't make preparations if holiday fall during weekmake up that day on weekends, like at brickey's unit or another day during the week. All 2013 we been denied our 1 hour daily yardcall on Jan 1, Jan 21st Feb 12,Feb 18th, May 27th, July 14th, Sept 2 Nov 11, Nov 28th Dec 25th of 2013 and Jan 1 2014.This shows common disregard of VSM Wardens to make a bk. state rule policy, violates federal law. And directors Rgy Hobbs Harry Mac allowing to happen by signing off on policy. I will be asked to be compensated for my mental anguish.Deverich Scott1/1/14

Inmate Signature

Date

If you are harmed/threatened because of your use of the grievance process, report it immediately to the Warden or designee.THIS SECTION TO BE FILLED OUT BY STAFF ONLY

This form was received on _____ (date), and determined to be Step One and/or an Emergency Grievance (Yes or No). This form was forwarded to medical or mental health? _____ (Yes or No). If yes, name of the person in that department receiving this form: _____ Date _____

ASmith PRINT STAFF NAME (PROBLEM SOLVER)3038 ID NumberWm Staff Signature1/8/14 Date ReceivedDescribe action taken to resolve complaint, including dates: set team is on dueto the year five day a week they are deliveredto work five working days1/8/14Deverich Scott 1/7/14 Staff Signature & Date Returned

Inmate Signature & Date Received

This form was received on _____ (date), pursuant to Step Two. Is it an Emergency? _____ (Yes or No).

Staff Who Received Step Two Grievance: S. Lunde Date: 01/01/2014Action Taken: Forwarded to Grievance Officer/Warden/Other Date: 1/7/14If forwarded, provide name of person receiving this form: INMATE GRIEVANCE SUPERVISOR Date:

DISTRIBUTION: YELLOW & PINK – Inmate Receipts; BLUE – Grievance Officer, ORIGINAL – Given back to Inmate After Completion of Step One and Step Two.

ADMINISTRATIVE BUILDING

IGTT410
3GS

Attachment III

INMATE NAME: Scott, Deverick D. ADC #: 131042B GRIEVANCE #: VSM14-00111

WARDEN/CENTER SUPERVISOR'S DECISION

In response to your grievance in which you stated.

"The conduct of Warden Watson, Jackson Banks, Meizner to violate fed law by making a varner supermax policy that on all holidays during the week Mon- Friday inmates is not allowed they 1 hour yard call which violates fed law we suppose to be offered 5 hours a week. And they didn't make preparations if holiday fall during week make up that day on weekends like at brickey;s unit or another day during the week. All 2013 we been denied our 1 hour a day yard call on Jan 1, Jan21th, Feb 12th,Feb 18th, May 27th, July 14th, Sept 2. Nov 28th, Dec 25th of 2013 and jan 1 2014. This show callous disregard of VSM Wardens to make a Ark State rule & policy ,violates federal law. And directors Ray Hobbs Larry Mae allowing to happen by signing off on policy. I will be asked to be compissted for my mental anguish"

Inmates will be offered a minimum of one hour of exercise per day outside their cells, five days per week, unless security or safety considerations dictate otherwise.

Therefore I find this issue without merit.

Signature of Warden/Supervisor or Designee

Title

Date

INMATE'S APPEAL

If you are not satisfied with this response, you may appeal this decision within five working days by filling in the information requested below and mailing it to the appropriate Chief Deputy/Deputy/Assistant Director along with the Unit Level Grievance Form. Keep in mind that you are appealing the decision to the original grievance. Do not list additional issues, which are not part of your original grievance as they will not be addressed. Your appeal statement is limited to what you write in the space provided below.

WHY DO YOU DISAGREE WITH THE ABOVE RESPONSE? *Well tell me why it wasn't address us being denied yardcall every holiday "during the week" for whole 2013 and then after this was filed Martin Luther King Jr. holiday Monday Jan. 21 2014 we was still denied after this warden had knowledge, but they won't address it cause they made vsm unit policy we can't go on yardcall on holidays without trying to make it up*

Inmate Signature

RECEIVED

FEB 20 2014

ADC#

Date

INMATE GRIEVANCE SUPERVISOR
ADMINISTRATION BUILDING
Page 1 of 1

IGTT430
3GD

Attachment VI

INMATE NAME: Scott, Deverick D.

ADC #: 131042

GRIEVANCE#:VSM14-00111

CHIEF DEPUTY/DEPUTY/ASSISTANT DIRECTOR'S DECISION

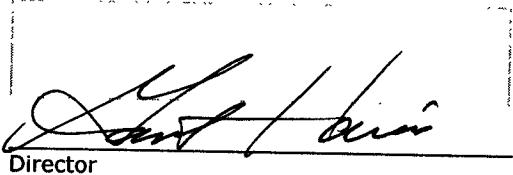
Your complaint is about not being afforded yard call on the holidays.

Based on the Warden's response in which he states in part, "Inmates will be offered a minimum of one hour of exercise per day outside their cells, five days per week, unless security or safety considerations dictate otherwise.

Therefore I find this issue without merit."

I find that I concur with the unit's response.

Appeal denied



Director

Date

3-27-2014

UNIT LEVEL GRIEVANCE FORM (Attachment 1)

Unit/Center 1507

Name Derenick Scott

ADC# 137042 Brks # 100/140 Job Assignment

7/25/13 (Date) STEP ONE: Informal Resolution

4/6/13 (Date) STEP TWO: Formal Grievance (All complaints/concerns should first be handled informally.) If the issue was not resolved during Step One, state why:

~~This officer still come threw
ain't don't holler yardcall so we'll no he taking this slops out~~

(Date) EMERGENCY GRIEVANCE (An emergency situation is one in which you may be subject to a substantial risk of physical harm; emergency grievances are not for ordinary problems that are not of a serious nature). If you marked yes, give this completed form to the designated problem-solving staff, who will sign the attached emergency receipt. If an Emergency, state why:

Is this Grievance concerning Medical or Mental Health Services? If yes, circle one medical or mental

BRIEFLY state your one complaint/concern and be specific as to the complaint, date, place, name of personnel involved and how you were affected. (Please Print):

The Conduct of Sgt. Hewitt to allow Officer Watson continue to take our yardcall knowing every morning he creep threw not putting everybody on list so they can finish early. Substitute a violation of our by agreement right of N.C.G. by law we suppose to be afforded 1hr yardcall daily. Last Weeks Sgt. Higgins was at my cell at approx 5:50 am when officer Watson come threw to take yard list I said put me on list later that day Sgt. Hewitt said he got to believe his officer. When officers told him I wasn't on list that Friday he took our yard again. Then today on ~~and~~ 7/25/13 he wanted to he got down the tier pass our cells to holler yardcall when he come back threw I told him 14th cell. Late that day when they ran yardcall he said I wasn't on list. They not suppose to take no list anyway. They come take list when they do we sleep from 5:00 - 7:00 am when lights out. by policy we suppose to be sleep so why take a list. Then if they do he suppose to go 10:11 to 10:44 and affect us knock on our door that's giving us the opportunity but they don't do that to best us out our yard. I wish to be compensated at \$125 a day for everyday my yardcall taken.

Inmate Signature

Date

If you are harmed/threatened because of your use of the grievance process, report it immediately to the Warden or designee.**THIS SECTION TO BE FILLED OUT BY STAFF ONLY**

This form was received on _____ (date), and determined to be Step One and/or an Emergency Grievance (Yes or No). This form was forwarded to medical or mental health? _____ (Yes or No). If yes, name of the person in that department receiving this form:

PRINT STAFF NAME (PROBLEM SOLVER)

Describe action taken to resolve complaint, including dates:

Print Staff Name (Problem Solver)	ID Number	Staff Signature	Date Received
RECEIVED			
Officer Watson do not take yard call. Officers don't get up & excuse to take yard call			
AUG - 8 2013			

Staff Signature & Date Returned

This form was received on _____ (date) pursuant to Step Two. Is it an Emergency? (Yes or No).

Staff Who Received Step Two Grievance: Ricky Wren RECEIVED: 8-7-2013

Action Taken: _____ (Forwarded to Grievance Officer/Warden/Other) Date: _____

If forwarded, provide name of person receiving this form: AUG 20 2013 Date: _____

DISTRIBUTION: YELLOW & PINK – Inmate Receipts; BLUE GRIEVANCE FORM, ORIGINAL-Given back to Inmate After Completion of Step One and Step Two.

INMATE GRIEVANCE FORM, ORIGINAL
ADMINISTRATION BUILDING18
Ready file to bin.

ACKNOWLEDGMENT OR REJECTION OF UNIT LEVEL GRIEVANCE

TO: Inmate Scott, Deverick D.
 FROM: Robinson, Tonya R
 DATE: 08/08/2013

ADC #: 131042B
 TITLE: ADC Inmate Grievance Coord
 GRIEVANCE #: VSM13-02972

Please be advised, I have received your Grievance dated 08/06/2013 on 08/08/2013.
 Your grievance was rejected as either non-grievable, untimely, duplicative, frivolous, or vexatious.

Tonya Rob
 Signature of ADC Inmate Grievance Coord

CHECK ONE OF THE FOLLOWING

- This Grievance will be addressed by the Warden/Center Supervisor or designee.
 - This Grievance is of a medical nature and has been forwarded to the Health Services Administrator who will respond.
 - This Grievance involves a mental health issue and has been forwarded to the Mental Health Supervisor who will respond.
 - This Grievance has been determined to be an emergency situation, as you so indicated.
- This Grievance has been determined to not be an emergency situation because you would not be subject to a substantial risk of personal injury or other serious irreparable harm. Your Grievance will be processed as a Non-Emergency.
- This Grievance was REJECTED because it was either non-grievable (), untimely, was a duplicate of , or was frivolous or vexatious.

INMATE'S APPEAL

If you disagree with a rejection, you may appeal this decision within five working days by filling in the information requested below and mailing it to the appropriate Chief Deputy/Deputy/Assistant Director. Keep in mind that you are appealing the decision to reject the original complaint. Address only the rejection; do not list additional issues, which were not a part of your original grievance as they will not be addressed. Your appeal statement is limited to what you write in the space provided below.

I got grievance back on 8/7/13 you'll didn't give back

Deverick Scott

Inmate Signature

131042

ADC #

8/9/13

Date

In 72 hours by policy not me. This officer is taking everybody yardcall so they can go home earlier. To solve this problem let officers when they pick up trays and mail take yardlist when all inmates up so if they want to go to yardcall they have the opportunity.

RECEIVED

AUG 20 2013

INMATE GRIEVANCE SUPERVISOR
 ADMINISTRATION BUILDING

IGTT430
3GD

Attachment VI

INMATE NAME: Scott, Deverick D.

ADC #: 131042

GRIEVANCE#:VSM13-02972

CHIEF DEPUTY/DEPUTY/ASSISTANT DIRECTOR'S DECISION

Inmate Scott your Grievance VSM-131042 was rejected by the Unit Warden because it was considered untimely; According to my review this was done in accordance with AD 12-16.

Appeal denied

[Redacted]
HJM-7

Director

Date

9-25-13

UNIT LEVEL GRIEVANCE FORM (Attachment 1) (21)Unit/Center VSMName Derek ScottADC# 131042 Brks #1501-1401 Job Assignment

7/26/13 (Date) STEP ONE: Informal Resolution

FOR OFFICE USE ONLY

GRV. # _____

Date Received: _____

GRV. Code #: _____

(Date) STEP TWO: Formal Grievance (All complaints/concerns should first be handled informally.)
If the issue was not resolved during Step One, state why: _____

(Date) EMERGENCY GRIEVANCE (An emergency situation is one in which you may be subject to a substantial risk of physical harm; emergency grievances are not for ordinary problems that are not of a serious nature). If you marked yes, give this completed form to the designated problem-solving staff, who will sign the attached emergency receipt. If an Emergency, state why: _____

Is this Grievance concerning Medical or Mental Health Services? _____ If yes, circle one: medical or mental
BRIEFLY state your one complaint/concern and be specific as to the complaint, date, place, name of personnel involved and how you were affected. (Please Print): On Friday 7/25/13 officer WilsonConduct constitutes a violation of my 14th Amendment right when he come take yard list he didn't even screen yardcell just pass everybody cell. They look be taking the marks they cool with to make it look like they running yardcell. The Segret health over yardcell no this end don't tell or argue them property run yardcell by giving us our opportunity if we want to go to yardcell if flag diff unit to run yard they need to get back on shift and put somebody on it who won't run it.Inmate Signature Derek ScottDate 7/25/13

If you are harmed/threatened because of your use of the grievance process, report it immediately to the Warden or designee.

THIS SECTION TO BE FILLED OUT BY STAFF ONLYThis form was received on _____ (date), and determined to be **Step One** and/or an Emergency Grievance (Yes or No). This form was forwarded to medical or mental health? _____ (Yes or No). If yes, name of the person in that department receiving this form: Officer Wilson

PRINT STAFF NAME (PROBLEM SOLVER)

ID Number 752Staff Signature Officer WilsonDate 7/26/13Date Received 7/26/13

Describe action taken to resolve complaint, including dates: _____

Staff Signature & Date Returned

Inmate Signature & Date Received

This form was received on _____ (date), pursuant to **Step Two**. Is it an Emergency? _____ (Yes or No).

Staff Who Received Step Two Grievance: _____ Date: _____

Action Taken: _____ (Forwarded to Grievance Officer/Warden/Other) Date: _____

If forwarded, provide name of person receiving this form: _____ Date: _____

DISTRIBUTION: YELLOW & PINK – Inmate Receipts; BLUE-Grievance Officer; ORIGINAL-Given back to Inmate After Completion of Step One and Step Two.

Unit/Center VSMName Derrick ScottADC# 1310112 Brks #150-14111 Job Assignment _____

22

FOR OFFICE USE ONLY	
GRV. #	VSMB-029361
Date Received:	8-6-13
GRV. Code #	S11

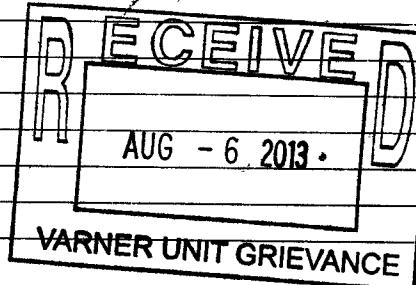
7/25/13 (Date) STEP ONE: Informal Resolution

8/5/13 (Date) STEP TWO: Formal Grievance (All complaints/concerns should first be handled informally.)

If the issue was not resolved during Step One, state why: Watson and yardalldenying us our right by purposely maliciously taking our yardall

(Date) EMERGENCY GRIEVANCE (An emergency situation is one in which you may be subject to a substantial risk of physical harm; emergency grievances are not for ordinary problems that are not of a serious nature). If you marked yes, give this completed form to the designated problem-solving staff, who will sign the attached emergency receipt. If an Emergency, state why: _____

Is this Grievance concerning Medical or Mental Health Services? If yes, circle one: medical or mental
BRIEFLY state your one complaint/concern and be specific as to the complaint, date, place, name of personnel involved and how you were affected. (Please Print): In Friday 7/25/13 after work
conduct runstly 10 a meeting at my 114 Admin unit, 5t when we
use take ya J 131 he didn't even screen yardall just pass everybody
off. They had to be taking the inmates they raw with to habbit took 146
they didn't yesterdat the Sargeant went to our yardall no this and don't
let's make them property in yardall by giving us the opportunity
if we want to go to yardall but if we don't want to our yard all need to get
back on shift and put somebody on it who want to run it.

Derrick Scott

Inmate Signature

Date 7/25/13If you are harmed/threatened because of your use of the grievance process, report it immediately to the Warden or designee.**THIS SECTION TO BE FILLED OUT BY STAFF ONLY**

This form was received on _____ (date), and determined to be Step One and/or an Emergency Grievance (Yes or No). This form was forwarded to medical or mental health? _____ (Yes or No). If yes, name of the person in that department receiving this form: Derrick Scott Date 7/25/13

PRINT STAFF NAME (PROBLEM SOLVER)

ID Number 702Staff Signature Derrick ScottDate Received 7/25/13

Describe action taken to resolve complaint, including dates: _____

RECEIVED

SEP 16 2013

Staff Signature & Date Returned

INMATE GRIEVANCE SUPERVISOR Inmate Signature & Date Received
This form was received on 8/5/13 (date) pursuant to Step Two. Is it an Emergency? No (Yes or No).Staff Who Received Step Two Grievance: Sgt of BattDate: 8/6/13

Action Taken: _____ (Forwarded to Grievance Officer/Warden/Other) Date: _____

If forwarded, provide name of person receiving this form: _____ Date: _____

IGTT410
3GS

Attachment III

INMATE NAME: Scott, Deverick D. ADC #: 131042B GRIEVANCE #: VSM13-02930

WARDEN/CENTER SUPERVISOR'S DECISION

In response to grievance VSM13-02930 you state, "On Friday 7/25/13 Officer Watson conduct constitutes violation of my 14th Amendment right when he came take yard list he didn't even scream yard call just pass everybody cell. They only he taking the inmates they cool with to make it look like they running yard call. The Sargent Hewitt over yard call no this and don't tell or make them properly can yard call by giving us our opportunity if we won't to go to yard call if they don;t wont to run yard they need to get back on shift and pout somebody for it who to run it"

According to Cpl. Watson, you are making a false statement. He states that he always calls yard call and all inmates who request to be put on the list, are out on the list. According to the yard log, you did not request yard for the day of 7/25/13.

I find no merit

Signature of Warden/Supervisor or Designee

Title

Date

INMATE'S APPEAL

If you are not satisfied with this response, you may appeal this decision within five working days by filling in the information requested below and mailing it to the appropriate Chief Deputy/Deputy/Assistant Director along with the Unit Level Grievance Form. Keep in mind that you are appealing the decision to the original grievance. Do not list additional issues, which are not part of your original grievance as they will not be addressed. Your appeal statement is limited to what you write in the space provided below.

WHY DO YOU DISAGREE WITH THE ABOVE RESPONSE?

Ask officer's on floor he don't scream yards!! They so tired of him why is nothing starting problems now they calling Lieutants & Sergeants on him. You'll do all this to cover up Just this month alone he got you'll at least 5 lawsuits coming from different inmates all we want is our yards!! we can't on the we got to be stuck in these hot cells

Inmate Signature

ADC#

Date

RECEIVED

SEP 16 2013

 INMATE GRIEVANCE SUPERVISOR
 ADMINISTRATION BUILDING

IGTT430
3GD

Attachment VI

INMATE NAME: Scott, Deverick D.

ADC #: 131042

GRIEVANCE#:VSM13-02930

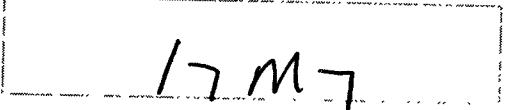
CHIEF DEPUTY/DEPUTY/ASSISTANT DIRECTOR'S DECISION

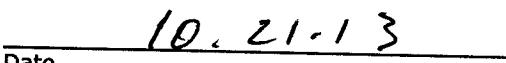
You allege that on 7/25/13 Officer Watson didn't scream yard call. You state that he just passed everyone's cell.

Based on the Warden's response in which he states in part, "According to Cpl. Watson, you are making a false statement. He states that he always calls yard call and all inmates who request to be put on the list, are out on the list. According to the yard log, you did not request yard for the day of 7/25/13. I find no merit."

I find that I concur with the unit's response.

Appeal denied

A handwritten signature consisting of the letters 'J M T' written in cursive script.

DirectorA handwritten date '10.21.13' written in cursive script.

Date

I request COTACAS check my status by Internal Affairs
UNIT LEVEL GRIEVANCE FORM (Attachment 1) Document 2 Filed 06/16/14 Page 45 of 107

FOR OFFICE USE ONLY
GRV. # _____
Date Received _____
GRV. Code #: _____

Unit/Center VSM

Name Derrick Scott

ADC# 181042 Brks # 150 Job Assignment 1-14 Rel

7/26/13 (Date) STEP ONE: Informal Resolution

(Date) STEP TWO: Formal Grievance (All complaints/concerns should first be handled informally.)
If the issue was not resolved during Step One, state why: ELOC 9 C 1111

(Date) EMERGENCY GRIEVANCE (An emergency situation is one in which you may be subject to a substantial risk of physical harm; emergency grievances are not for ordinary problems that are not of a serious nature). If you marked yes, give this completed form to the designated problem-solving staff, who will sign the attached emergency receipt. If an Emergency, state why:

Is this Grievance concerning Medical or Mental Health Services? If yes, circle one: medical or mental
BRIEFLY state your one complaint/concern and be specific as to the complaint, date, place, name of personnel involved and how you were affected. (Please Print):

On Friday 7/19/13 The officers of yard call took my laundry bag off my door at 10:00 iso 1-1111 and put it on the floor in water that was flooded cause they took my yard. Officers Davenport, Naylor, Stewart and et this behavior of harassment is against AD# 00-10 Employee Conduct Standards during time they took yardcall in. They say after I flooded they was going take me but but when they ran iso 1-1111 they told me I wasn't on the list. They put my neighbor in day room so there's no excuse. This shows they malicious intent and retaliation of me previously writing them up about taken my yardcall and just nobody saying nothing to them so I'm going to bring this to it, get investigated. I will asked to be compensated at court level \$25 a day for everyday they took my yardcall and violated my 14th Amendment right of U.S.C.

Derrick Scott

Inmate Signature

7/26/13

Date

If you are harmed/threatened because of your use of the grievance process, report it immediately to the Warden or designee.

THIS SECTION TO BE FILLED OUT BY STAFF ONLY

This form was received on _____ (date), and determined to be Step One and/or an Emergency Grievance (Yes or No). This form was forwarded to medical or mental health? (Yes or No). If yes, name of the person in that department receiving this form: Derrick Scott

PRINT STAFF NAME (PROBLEM SOLVER)

ID Number

Staff Signature

Date

Date Received

Describe action taken to resolve complaint, including dates:

Staff Signature & Date Returned

Inmate Signature & Date Received

This form was received on _____ (date), pursuant to Step Two. Is it an Emergency? (Yes or No).

Staff Who Received Step Two Grievance: _____ Date: _____

Action Taken: _____ (Forwarded to Grievance Officer/Warden/Other) Date: _____

If forwarded, provide name of person receiving this form: _____ Date: _____

DISTRIBUTION: YELLOW & PINK – Inmate Receipts; BLUE-Grievance Officer; ORIGINAL-Given back to Inmate After Completion of Step One and Step Two.

26

ESCAPE COUNTDOWN CHECK IN/OUT FORM (Attachment 1) *yellow*

UNIT LEVEL GRIEVANCE FORM (Attachment 1)

Document 2 SWW-BD Filed 06/16/14 Page 46 of 104

Unit/Center VSM

Name Derrick Scott

ADC# 131C42 Brks # 150 Job Assignment 1-141011

FOR OFFICE USE ONLY
GRV. # VSM13-02931
Date Received: 8-10-13
GRV. Code #: 800

7/26/13 (Date) STEP ONE: Informal Resolution

8/5/13 (Date) STEP TWO: Formal Grievance (All complaints/concerns should first be handled informally.)
If the issue was not resolved during Step One, state why: Cpl. Stevenson came and witness it he was suppose to check Cgna

(Date) EMERGENCY GRIEVANCE (An emergency situation is one in which you may be subject to a substantial risk of physical harm; emergency grievances are not for ordinary problems that are not of a serious nature). If you marked yes, give this completed form to the designated problem-solving staff, who will sign the attached emergency receipt. If an Emergency, state why:

Is this Grievance concerning Medical or Mental Health Services? If yes, circle one: medical or mental
BRIEFLY state your one complaint/concern and be specific as to the complaint, date, place, name of personnel involved and how you were affected. (Please Print):

On Friday 7/30/13 The officers of Vardell took my laundry bag off my door at 10:15 AM and put it in the officer's car that was flooded cause they took my yard. Officers Davenport, Hager, Stewart and Lt. this behavior of harassment is against ADA 20-10 Employee Conduct Standard during time 114th Street Vardell in. They say after I flooded they was going take me but that when they ran 150' yards they told me I wasn't on the list. They said my neighbor in dormitory so there's no excuse. This shows they malicious intent and segregation of me previously telling them up about taking my yard and isn't nobody saying nothing to them so I'm going to hang a strike to it get into hospital. I will asked to be compensated at court level 925 a day for everyday they took my yardcell and violated my 14th Amendment Right of U.S.C.

Derrick Scott

Inmate Signature

If you are harmed/threatened because of your use of the grievance process, report it immediately to the Warden or designee.

THIS SECTION TO BE FILLED OUT BY STAFF ONLY

This form was received on 7/26/13 (date), and determined to be Step One and/or Step Two Grievance (Yes or No). This form was forwarded to medical or mental health? (Yes or No). If yes, name of the person in that department receiving this form: Warden

PRINT STAFF NAME (PROBLEM SOLVER)

ID Number 7028

Staff Signature D. Scott

RECEIVED

Date 7/26/13

Describe action taken to resolve complaint, including dates:

RECEIVED

Date Received 8-5-13

Date SEP 16 2013

INMATE GRIEVANCE SUPERVISOR

ADMINISTRATION BUILDING

Staff Signature & Date Returned

This form was received on 8-5-13 (date), pursuant to Step Two. Is it an Emergency? (Yes or No)

Staff Who Received Step Two Grievance: Sgt. J. Scott

Action Taken: Forwarded to Grievance Officer/Warden/Other Date: 8-5-13

If forwarded, provide name of person receiving this form:

Date: _____

DISTRIBUTION: YELLOW & PINK – Inmate Receipts; BLUE-Grievance Officer; ORIGINAL-Given back to Inmate After Completion of Step One and Step Two.

IGTT410
3GS

Attachment III

INMATE NAME: Scott, Deverick D.ADC #: 131042BGRIEVANCE #: VSM13-02931

WARDEN/CENTER SUPERVISOR'S DECISION

In response to grievance VSM13-02931 you state, " On Friday 7/26/13 the officers if yard call took my laundry bag off my door at cell iso 1-14 cell and put in the floor in water that was flooded chase they took my yard. Officer Davenport Watson Stewart and etc this behavior of harassment is against AD 00-10 Employee Conduct standards. During time they brung yard call in, They say after I flooded they was gonna take me but when they shows they malicious intent and retaliation of my previously witting them up about taken my yard call and ain't compiscated at court level \$125 a day for everybody they took my yard call and violated my 14th Amendment right of USC"

According to staff, all allegations are false. Documentations show you where on yard call list but you flooded your cell. You were written a disciplinary and your yard call was denied due to your behavior. I find no merit.

RECEIVED

Signature of Warden/Supervisor or Designee

Title

Date

SEP 16 2013

INMATE'S APPEAL

INMATE GRIEVANCE SUPERVISOR
ADMINISTRATION BUILDING

If you are not satisfied with this response, you may appeal this decision within five working days by filling in the information requested below and mailing it to the appropriate Chief Deputy/Deputy/Assistant Director along with the Unit Level Grievance Form. Keep in mind that you are appealing the decision to the original grievance. Do not list additional issues, which are not part of your original grievance as they will not be addressed. Your appeal statement is limited to what you write in the space provided below.

WHY DO YOU DISAGREE WITH THE ABOVE RESPONSE?

An investigation is not taking your office word, but looking at evidence. Look how many people all saying the same thing. He do it and you'll overlook it. Look at camera I didn't flood till after they take my yardcall. You'll didn't address that or him throwing my laundry bag in flooded water "fees" and stamping on it. believe me. You'll start investigatig once you'll start

Inmate Signature

ADC#

Date

washin' money on lawyer fees cause I'll I won't be my yardcall that's simple

IGTT430
3GD

Attachment VI

INMATE NAME: Scott, Deverick D.

ADC #: 131042

GRIEVANCE#:VSM13-02931

CHIEF DEPUTY/DEPUTY/ASSISTANT DIRECTOR'S DECISION

You state that you didn't receive yard call on 7/26/13.

Based on the Warden's response in which he states in part, "According to staff, all allegations are false. Documentations show you where on yard call list but you flooded your cell. You were written a disciplinary and your yard call was denied due to your behavior.

I find no merit."

I find that I concur with the unit's response.

Appeal denied

[Redacted]
17 M 7

Director

Date

10.21.13

Unit/Center VSMName Derrick ScottADC# 131042Brks # 1501-1401 Job Assignment IA Donny AA

7/28/13 (Date) STEP ONE: Informal Resolution

8/10/13 (Date) STEP TWO: Formal Grievance (All complaints/concerns should first be handled informally.)

If the issue was not resolved during Step One, state why: ask Mr. Denry about size tell Stevens she wait on sick or nothing and he know he lie to her

(Date) EMERGENCY GRIEVANCE (An emergency situation is one in which you may be subject to a substantial risk of physical harm; emergency grievances are not for ordinary problems that are not of a serious nature). If you marked yes, give this completed form to the designated problem-solving staff, who will sign the attached emergency receipt. If an Emergency, state why:

Is this Grievance concerning Medical or Mental Health Services? _____ If yes, circle one: medical or mental

BRIEFLY state your one complaint/concern and be specific as to the complaint, date, place, name of personnel involved and how you were affected. (Please Print): On 7/28/13 the conduct of Lt. Denryconstituted a violation of AD#00-10 Employee Conduct standards to giv
a direct order to Sgt. Evans to give Corporal Louise Wells a direct
order to falsify a 1005 report violated section 18.b. Falsification of any
verbal or written statements. They made other wells write a falsified 005
report stated she witness me flooding my cell at 9:15 am when this
other wasn't even on the tier was all the way on the other side, she told
Sgt. she didn't no nothing about the incident they trying to make her falsify documents.
Sgt. Evans stated its out her hands Lt. won't a 005 report. Now this after
Officer Pipman wrote a 005 report & disciplinary stating how y'all officers
had her open booth cut my water off and was harassing me. These supervisors,
Lt. Denry abuse they authority and violated Ad#225 Employee Conduct Standards
know officers given disciplinary 005 away to cover up for officers violated my
14th & 8th Amendment right of U.S.C. I request D-14 polygraph test, camera review and
investigation by Internal Affairs and will be asked to be compensated at court level.Derrick Scott

Inmate Signature

7/31/13

Date

If you are harmed/threatened because of your use of the grievance process, report it immediately to the Warden or designee.**THIS SECTION TO BE FILLED OUT BY STAFF ONLY**This form was received on _____ (date), and determined to be Step One and/or an Emergency Grievance (Yes or No). This form was forwarded to medical or mental health? _____ (Yes or No). If yes, name of the person in that department receiving this form: D Smith

PRINT STAFF NAME (PROBLEM SOLVER)

ID Number 7053Staff Signature D Smith

AUG 12 2013

Date

8/12/13

Date Received

Describe action taken to resolve complaint, including dates: On 7/28/13Derrick Scott, ad majora life he evens created out of his own
Corporal Louise Wells has cell - Disciplinary action was
taken on 8/6/13Staff Signature & Date Returned D Smith 8/6/13RECEIVED
Inmate Signature & Date Received

This form was received on _____ (date), pursuant to Step Two. Is it an Emergency? (Yes or No).

Staff Who Received Step Two Grievance: _____

Date: AUG 27 2013

Action Taken: _____ (Forwarded to Grievance Officer/Warden/Other) Date: _____

If forwarded, provide name of person receiving this form: _____

INMATE GRIEVANCE SUPERVISOR
Date: _____
ADMINISTRATION BUILDING**DISTRIBUTION:** YELLOW & PINK – Inmate Receipts; BLUE-Grievance Officer; ORIGINAL-Given back to Inmate After Completion of Step One and Step Two.

IGTT400

3GR

(31)

ACKNOWLEDGMENT OR REJECTION OF UNIT LEVEL GRIEVANCE

TO: Inmate Scott, Deverick D.
 FROM: Robinson, Tonya R
 DATE: 08/13/2013

ADC #: 131042B
 TITLE: ADC Inmate Grievance Coord
 GRIEVANCE #: VSM13-03047

Please be advised, I have received your Grievance dated 08/10/2013 on 08/12/2013.
 Your grievance was rejected as either non-grievable, untimely, duplicative, frivolous, or vexatious.

Tonya Rob
 Signature of ADC Inmate Grievance Coord

CHECK ONE OF THE FOLLOWING

- This Grievance will be addressed by the Warden/Center Supervisor or designee.
- This Grievance is of a medical nature and has been forwarded to the Health Services Administrator who will respond.
- This Grievance involves a mental health issue and has been forwarded to the Mental Health Supervisor who will respond.
- This Grievance has been determined to be an emergency situation, as you so indicated.
- This Grievance has been determined to not be an emergency situation because you would not be subject to a substantial risk of personal injury or other serious irreparable harm. Your Grievance will be processed as a Non-Emergency.
- This Grievance was REJECTED because it was either non-grievable (, untimely, was a duplicate of , or was frivolous or vexatious.

INMATE'S APPEAL

If you disagree with a rejection, you may appeal this decision within five working days by filling in the information requested below and mailing it to the appropriate Chief Deputy/Deputy/Assistant Director. Keep in mind that you are appealing the decision to reject the original complaint. Address only the rejection; do not list additional issues, which were not a part of your original grievance as they will not be addressed. Your appeal statement is limited to what you write in the space provided below.

RECEIVED

AUG 27 2013

Deverick Scott

Inmate Signature

INMATE GRIEVANCE SUPERVISOR
131042
 ADMINISTRATION BUILDING
 ADC #

8/15/13

Date

The grievance policy states you can only turn 3 grievances in a week so I had to wait to that next week starting on that saturday's. Look on dates on 8/10/13 and receive 8/12/13 that's two day's I turned in after I received it and they took four days past 72 hours that's on you'll not me she do this abusing her authority to cover up Lt Denry her homeboy making Ar 225 Employee conduct standards ~~that~~ making officer wells falsifie a document ask officer wells didn't she tell them she wasn't present had no knowledge!

IGTT430
3GD

Attachment VI

INMATE NAME: Scott, Deverick D.

ADC #: 131042

GRIEVANCE#:VSM13-03047

CHIEF DEPUTY/DEPUTY/ASSISTANT DIRECTOR'S DECISION

Inmate Scott your Grievance VSM-13-03047 was rejected by the unit warden because it was considered untimely: According to my review this was done in accordance with AD 12-16. I find no merit to your complaint.

Appeal denied

Director

Date

17M7

9-26-13

UNIT LEVEL GRIEVANCE FORM (Attachment 19)Unit/Center VSP

Name Devencik Scott SGT Pruitt
 ADC# 131042 Brks # 1501-14 cell Job Assignment

GRV #	<u>10m13-03037</u>
Date Received	<u>8-12-13</u>
GRV Code #.	<u>800</u>

8/7/13 (Date) STEP ONE: Informal Resolution

8/9/13 (Date) STEP TWO: Formal Grievance (All complaints/concerns should first be handled informally.)
If the issue was not resolved during Step One, state why:

8/7/13 (Date) EMERGENCY GRIEVANCE (An emergency situation is one in which you may be subject to a substantial risk of physical harm; emergency grievances are not for ordinary problems that are not of a serious nature). If you marked yes, give this completed form to the designated problem-solving staff, who will sign the attached emergency receipt. If an Emergency, state why:

Is this Grievance concerning Medical or Mental Health Services? If yes, circle one: medical or mentalBRIEFLY state your one complaint/concern and be specific as to the complaint, date, place, name of personnel involved and how you were affected. (Please Print):

The conduct of Sgt. Pruitt, Sgt. Hewitt
 to denied me telephone on officer work to call hot line for him playing homosexuals
 comes with me, then to notify officer winton, and allow him on 8/1/13 to retaliate
 on me for using the prisoners grievance system by taking my yardcall said I
 had something in my back. That shows retaliation cause if I violated any
 ADC policy he was suppose to write a disciplinary. I stop officer head and he
 said he'll set sgt. heurt. The officer of control booth Mrs. Jefferson will tell you he
 then went in pipe chase cut my water off un hook it to where it was spraying
 in pipe chase. I called Mrs. Jefferson in control booth to witness how my sink was
 nested up. she allowed him to fix it but refuse to call Sgt. to notify em of this
 harassment & retaliation. Yardcall is a (right) not a privilege. And to prove it
 I will ask to be compisited at court level for officer winton callous disregard
 and malicious intent, deliberate indifference to my 1st am, 14th Amendment of U.S.C.
 All this supervisor's failure to talk to this officer and tell him to stop his illegal
 actions or let someone else run yardcall. I request investigation by Internal Affairs,
 8-14 polygraph test, camera review

Devencik Scott

Inmate Signature

8/7/13



Date

If you are harmed/threatened because of your use of the grievance process, report it immediately to the Warden or designee.

THIS SECTION TO BE FILLED OUT BY STAFF ONLY

AUG 12 2013

This form was received on 8-7-2013 (date), and determined to be Step One and/or an Emergency Grievance
 (Yes or No). This form was forwarded to medical or mental health?(Yes or No). If yes, name VARNER UND GRIEVANCE
 Date

of the person in that department receiving this form:

Ricky Webb

PRINT STAFF NAME (PROBLEM SOLVER)

Webb

ID Number

Ricky Webb

Staff Signature

8-7-2013

Date Received

Describe action taken to resolve complaint, including dates:

Be advised I sent Pruitt
 never house sexual advances toward the inmate
 all allegation is false.

Wmn 89B
 Staff Signature & Date ReturnedDevencik Scott 8/9/13
 Inmate Signature & Date Received RECEIVEDThis form was received on _____ (date), pursuant to Step Two. Is it an Emergency? _____ (Yes or No).Staff Who Received Step Two Grievance: _____ Date: JAN 22 2014

Action Taken: _____ (Forwarded to Grievance Officer/Warden/Other) Date: _____

If forwarded, provide name of person receiving this form: _____ Date: _____

ADMINISTRATIVE SUPERVISOR

DISTRIBUTION: YELLOW & PINK - Inmate Receipts; BLUE-Grievance Officer; ORIGINAL-Given back to Inmate After Completion of Step One and Step Two.

(34)

IGTT410
3GS

Attachment III

INMATE NAME: Scott, Deverick D.ADC #: 131042BGRIEVANCE #: VSM13-03037

WARDEN/CENTER SUPERVISOR'S DECISION

In response to your grievance: Inmate Scott, you state, "The conduct of Sgt Pruitt, Sgt Hewitt to denied me telephone on officer Watson to call hotline for him playing homosexuals games with me, then to notify officer Watson and allow him on 8/7/13 to retaliate on me for using the prisoners grievance system by taking my yard call said I had something in my bars. That shows retaliation cause of I violated my ADC policy he was suppose to write a disciplinary. I stop officer head and he said he'll get Sgt Hewitt. The officer of control booth Mrs Jefferson will tell you he then went in pipe chase cut y water off unhook it to where it was spraying in pipe chase. I called Mrs Jefferson in control booth to witness how my sink was messed up. She allowed him to fix it but refuse to call Sgt to notify em of this harassment & retaliation. Yard call is a (right) not a privileged. And to prove it I will asked to be compisated at court level for officer Watson callous disregard and maliciously intent, deliberate indifference to my 1st, 8th , 14th Amendment of USC. All this supervisor refuse to talk to this officer and tell him to stop his illegal actions or let someone else run yard call. I request investigation by Internal Affairs, 0-14 polygraph test, camera review."

You have listed multiple issues in your complaint. PER AD: 12-16 only one issue will be addressed. Officer Watson advises that he is not playing homosexual games with you nor is he retaliating against you. He advises that he did take your yard due to you had something on your bars and he wrote you a disciplinary. However, there is no disciplinary entered in eOMIS and no Recreation/Yard Log has been provided to determine whether or not you were afforded yard call. Be advised inmates will not be apprized as to corrective action involving staff.

Therefore, as to the issue of not being afforded yard call, I find this issue with merit.

Signature of Warden/Supervisor or Designee

Title

Date

INMATE'S APPEAL

If you are not satisfied with this response, you may appeal this decision within five working days by filling in the information requested below and mailing it to the appropriate Chief Deputy/Deputy/Assistant Director along with the Unit Level Grievance Form. Keep in mind that you are appealing the decision to the original grievance. Do not list additional issues, which are not part of your original grievance as they will not be addressed. Your appeal statement is limited to what you write in the space provided below.

WHY DO YOU DISAGREE WITH THE ABOVE RESPONSE? *Every thing I went threw could of been avoided had you'll check cameras as first requested but that fall on Capt. stevenson lieing he check grievances for my grievances in July, and it also fall on Co. Jefferson for not reporting it. This ain't other incident look at grievance officer watson pop my door 6 times in 2 hours ^{RECEIVED} then he to mace and blow me up*

JAN 22 2014

INMATE GRIEVANCE SUPERVISOR

Inmate Signature Deverick D. Scott ADMINISTRATIVE HOLDING131042

ADC#

1/14/14

Date

IGTT430
3GD

Attachment VI

INMATE NAME: Scott, Deverick D.

ADC #: 131042

GRIEVANCE#:VSM13-03037

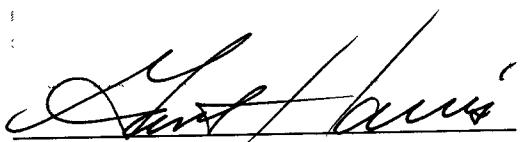
CHIEF DEPUTY/DEPUTY/ASSISTANT DIRECTOR'S DECISION

You allege on 8/7/13 you were denied yard call.

Based on the Warden's response in which he states in part, "You have listed multiple issues in your complaint. PER AD: 12-16 only one issue will be addressed. Officer Watson advises that he is not playing homosexual games with you nor is he retaliating against you. He advises that he did take your yard due to you had something on your bars and he wrote you a disciplinary. However, there is no disciplinary entered in eOMIS and no Recreation/Yard Log has been provided to determine whether or not you were afforded yard call. Be advised inmates will not be apprized as to corrective action involving staff. Therefore, as to the issue of not being afforded yard call, I find this issue with merit."

I find that I concur with the unit's response.

Appeal denied



Director

Date

2-27-2014

(36)

**ARKANSAS DEPARTMENT OF CORRECTION
VARNER UNIT
INTER-OFFICE COMMUNICATION**

TO: Inmate Scott, Deverick ADC #131042 Max 1/0014

FROM: Sharon L. Cantrell, Program Specialist - Grievance

RE: Rejected Grievances with Appeals

DATE: October 10, 2013

Sharon L. Cantrell

There is no reason to forward to the Grievance Office your rejected grievances with your appeal responses from Chief Deputy Director May. If you are not understanding the issues of grievances being untimely then refer to the below synopsis of the allowable Grievance timeline/dates as stated in AD: 12-16.

PER AD: 12-16 Inmate Grievance Procedure -

- Grievance Dates
- 15 DAYS – inmate has 15 days to write Informal Step One (1) about issue/incident
- 3 DAYS – Problem Solver has 3 working days to resolve or meet with inmate about issue
- 24 HOURS – IF emergency immediately but no later than 24 hours.
- 3 DAYS – Problem Solver returns Step 1 immediately or within 3 days inmate has 3 days to proceed to Step 2
- 3 DAYS – Problem Solver fails to return Step 1 within 3 days can go to Step 2 with pink/yellow copy
- 6 DAYS – Step 2 must be filed within 6 days from submission of Step 1
- 5 DAYS – Grievance Officer has 5 days to send acknowledgement or rejection after receipt of Step 2

Also if you disagree with Chief Deputy Director May's decision, then you have exhausted your remedies in regard to your grievance(s).

Cc: File
D. Smith

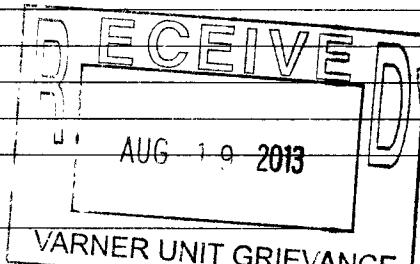
Rejected (37)**UNIT LEVEL GRIEVANCE FORM (Attachment I)**Unit/Center VSMName Derrick Scott (O) Wilson Yard call
ADC# 131042 Brks # 1-14001 Job Assignment _____

FOR OFFICE USE ONLY
GRV # 13M13-03138
Date Received: 8-19-13
GRV. Code #: 800

8/7/13 (Date) STEP ONE: Informal Resolution8/17/13 (Date) STEP TWO: Formal Grievance (All complaints/concerns should first be handled informally.)
If the issue was not resolved during Step One, state why:8/7/13 (Date) EMERGENCY GRIEVANCE (An emergency situation is one in which you may be subject to a substantial risk of physical harm; emergency grievances are not for ordinary problems that are not of a serious nature). If you marked yes, give this completed form to the designated problem-solving staff, who will sign the attached emergency receipt. If an Emergency, state why: *officer water playing homosexual games telling inmates he need to see dick and balls 3 or 4 times for shake down and all inmates sick his dick*Is this Grievance concerning Medical or Mental Health Services? Yes If yes, circle one: medical or mental**BRIEFLY** state your one complaint/concern and be specific as to the complaint, date, place, name of personnel involved and how you were affected. (Please Print): *The conduct of officer water tell me he need to see my dick and balls then when I squat & cough he make me do it 3 more times stressing dick & balls he is manipulating yard call to try to deter folks from going to yard call by playing homosexual games, trying to take people apart, cut they water off in pipe chase and he don't even do his job every giving us our yard call which is our right. He been writing him up last 2 weeks and he still retaliating by constantly taking my yard call and now playing homosexual games then call me a bitch! I request D-14 polygraph test and investigation by Internal Affairs.*

RECEIVED

AUG 27 2013



INMATE GRIEVANCE SUPERVISOR

ADMINISTRATION BUILDING

8/7/13
 Date 8/7/13
Inmate Signature Derrick Scott

VARNER UNIT GRIEVANCE

If you are harmed/threatened because of your use of the grievance process, report it immediately to the Warden or designee.**THIS SECTION TO BE FILLED OUT BY STAFF ONLY**This form was received on AUG 10 2013 (date), and determined to be Step One and/or an Emergency Grievance (Yes or No). This form was forwarded to medical or mental health? Yes (Yes or No). If yes, name of the person in that department receiving this form: *Derek Driller* 8/7/13PRINT STAFF NAME (PROBLEM SOLVER) Derek Driller ID Number 800 Staff Signature *Derek Driller* Date Received 8/7/13Describe action taken to resolve complaint, including dates: *I conduct myself professionally and all things which I do/did with inmate cell. I made sure to strip search before they go to yard. I also conduct most phone call through visiting room part of my assigned job duties. I seek that 8/7/13*

Staff Signature & Date Returned

Inmate Signature & Date Received

This form was received on 8/17/13 (date), pursuant to Step Two. Is it an Emergency? (Yes or No).Staff Who Received Step Two Grievance: 547 W Carrick Date: 8/17/13Action Taken: (Forwarded to Grievance Officer/Warden/Other) Date: _____

If forwarded, provide name of person receiving this form: _____ Date: _____

DISTRIBUTION: YELLOW & PINK – Inmate Receipts; **BLUE**-Grievance Officer; **ORIGINAL**-Given back to Inmate After Completion of Step One and Step Two.

IGTT400
3GR

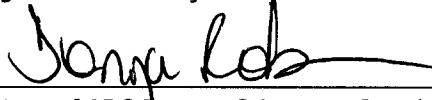
Attachment II

ACKNOWLEDGMENT OR REJECTION OF UNIT LEVEL GRIEVANCE

TO: Inmate Scott, Deverick D.
 FROM: Robinson, Tonya R
 DATE: 08/20/2013

ADC #: 131042B
 TITLE: ADC Inmate Grievance Coord
 GRIEVANCE #: VSM13-03138

Please be advised, I have received your Grievance dated 08/17/2013 on 08/19/2013.
 Your grievance was rejected as either non-grievable, untimely, duplicative, frivolous, or vexatious.



Signature of ADC Inmate Grievance Coord

CHECK ONE OF THE FOLLOWING

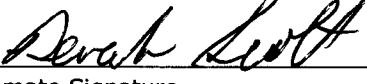
- This Grievance will be addressed by the Warden/Center Supervisor or designee.
- This Grievance is of a medical nature and has been forwarded to the Health Services Administrator who will respond.
- This Grievance involves a mental health issue and has been forwarded to the Mental Health Supervisor who will respond.
- This Grievance has been determined to be an emergency situation, as you so indicated.

- This Grievance has been determined to not be an emergency situation because you would not be subject to a substantial risk of personal injury or other serious irreparable harm. Your Grievance will be processed as a Non-Emergency.
- This Grievance was REJECTED because it was either non-grievable (untimely, was a duplicate of , or was frivolous or vexatious.

INMATE'S APPEAL

If you disagree with a rejection, you may appeal this decision within five working days by filling in the information requested below and mailing it to the appropriate Chief Deputy/Deputy/Assistant Director. Keep in mind that you are appealing the decision to reject the original complaint. Address only the rejection; do not list additional issues, which were not a part of your original grievance as they will not be addressed. Your appeal statement is limited to what you write in the space provided below.

I set this back on 8/15/13 turn it in 2 days later how
 is that untimely Mrs. Robinson is abusing her authority putting Untimely on all grievances
 of mine to make it less work on her and to cover up her coworkers callous


Inmate Signature
ADC #

131042

Date
8/20/13

disregard for inmates constitution rights because she failed to file this
 grievance like retaliation this officer Watson is now threatening to physically
 harm me in retaliation of me writing him up on previously grievance. My
 yardcall has been took for a whole month and I be up waiting getting
 ready this officer abuse his authority playing homosexual games.

RECEIVED

AUG 27 2013

INMATE GRIEVANCE SUPERVISOR
 ADMINISTRATION BUILDING

39

IGTT430
3GD

Attachment VI

INMATE NAME: Scott, Deverick D.

ADC #: 131042

GRIEVANCE#:VSM13-03138

CHIEF DEPUTY/DEPUTY/ASSISTANT DIRECTOR'S DECISION

Inmate Scott your Grievance VSM-13-03138 was rejected by the unit warden because it was considered untimely: According to my review this was done in accordance with AD 12-16. I find no merit to your complaint.

Appeal denied

Director

Date

17 M7

9-26-13

UNIT LEVEL GRIEVANCE FORM

(Attachment 1)

Document 2 Filed 06/16/14 Page 60 of 107

FOR OFFICE USE ONLY

Unit/Center VSFName Dewenck ScottADC# 131042 Brks # 101-140911 Job Assignment _____

8/18/13 (Date) STEP ONE: Informal Resolution

GRV # _____

Date Received _____

GRV. Code #: _____

(40)

(Date) STEP TWO: Formal Grievance (All complaints/concerns should first be handled informally.)
If the issue was not resolved during Step One, state why:8/18/13 (Date) EMERGENCY GRIEVANCE (An emergency situation is one in which you may be subject to a substantial risk of physical harm; emergency grievances are not for ordinary problems that are not of a serious nature). If you marked yes, give this completed form to the designated problem-solving staff, who will sign the attached emergency receipt. If an Emergency, state why: *I been force to endure mental anguish from retaliation of officers taking my yardall*Is this Grievance concerning Medical or Mental Health Services? If yes, circle one: medical or mental
BRIEFLY state your one complaint/concern and be specific as to the complaint, date, place, name of personnel involved and how you were affected. (Please Print): *Official misconduct by officers**In retaliation with reperceal against state of Arkansas administration
Laws Ar 835 grievance procedure and Ar 225 employee
conduct standards, Warden officials, Warden Major concrete
failure to insure Sgt. health and officer head was properly train
governor and supervisor to adhere to Ar 225 Rules Regulations
procedures deliberately maliciously with malice cause me mental
anguish by malfeasance on 8/15/13 by taking my yardall
in retaliation of previous grievances I filed on Sgt. health officer
head C Watson. I request polygraph test, cameras check, investigation
by internal Affairs at approx 1:30pm you'll see Sgt. health stand at my door
telling me he quit got nothing for me, I can't get my yardall when he
seen I was up, then end officer head told me personally it was over cause I
had written them up. Violation of AD 13C retaliation against employees or
inmates who have filed lawsuits or grievances.*Dewenck Scott

Inmate Signature

8/18/13

Date

If you are harmed/threatened because of your use of the grievance process, report it immediately to the Warden or designee.**THIS SECTION TO BE FILLED OUT BY STAFF ONLY**This form was received on _____ (date), and determined to be Step One and/or an Emergency Grievance (Yes or No). This form was forwarded to medical or mental health? (Yes or No). If yes, name of the person in that department receiving this form: _____ Date _____Sgt m Thomas

PRINT STAFF NAME (PROBLEM SOLVER)

19547

ID Number

m. Thomas

Staff Signature

20 Aug 13

Date Received

Describe action taken to resolve complaint, including dates: _____

Staff Signature & Date ReturnedInmate Signature & Date ReceivedThis form was received on _____ (date), pursuant to Step Two. Is it an Emergency? (Yes or No).

Staff Who Received Step Two Grievance: _____ Date: _____

Action Taken: _____ (Forwarded to Grievance Officer/Warden/Other) Date: _____

If forwarded, provide name of person receiving this form: _____ Date: _____

DISTRIBUTION: YELLOW & PINK – Inmate Receipts; BLUE-Grievance Officer; ORIGINAL-Given back to Inmate After Completion of Step One and Step Two.

UNIT LEVEL GRIEVANCE FORM (Attachment B)Unit/Center VBMName Derrick ScottADC# 131042 Brks # 401-14 cell

Job Assignment

8/19/13 (Date) STEP ONE: Informal Resolution

8/23/13 (Date) STEP TWO: Formal Grievance (All complaints/concerns should first be handled informally.)
If the issue was not resolved during Step One, state why: because you'll not investigate
18 racism offices to steady harass me8/19/13 (Date) EMERGENCY GRIEVANCE (An emergency situation is one in which you may be subject to a substantial risk of physical harm; emergency grievances are not for ordinary problems that are not of a serious nature). If you marked yes, give this completed form to the designated problem-solving staff, who will sign the attached emergency receipt. If an Emergency, state why: In steady been harass, threaten, retaliated on by racist offices for utilizing prison's grievance system
Is this Grievance concerning Medical or Mental Health Services? _____ If yes, circle one: medical or mental**BRIEFLY** state your one complaint/concern and be specific as to the complaint, date, place, name of personnel involved and how you were affected. (Please Print): Official misconduct by omission in retaliation with reprisal against state of Arkansas administrative laws Ar 835 grievance procedure and Ar 225 Employee's conduct Warden Watson major concrete, capt. stevenson Failure to ensure 1 Sgt. Hewitt, Sgt. pritt, lt, officer Watson was properly train governor and supervise to adhere to Ar 225 rules regulations procedures of adc policy and allow the conspiracy to abuse they authority 1 Sgt. Pritt, Sgt. Hewitt, officers Watson. Review comment at approx 7:35 - 8:30 am monday 8/19/13 you'll see offices Sgt. Hewitt officer Watson come to my cell threaten he to wake me up taunt me and take my yardcell which actions is retaliation of me writing them up on 7/26/13 for taking my yardcell, and taunting me in homosexual way, Sgt. Pritt denying me phone to cell hot line on it. writing them up on 8/1/13, 8/5/13. they deliberately maliciously with malice cause me mental anguish by denying me yardcell everyday violating ADC 10-20 stating yardcell is 5 days week. ADC 10-10 section 13.C retaliation against employees or inmates who filed grievances. For them to do this for a month straight shows supervisors is not talking to them. They so corrupt they'll tell you they took my yard cause & had a stool up. yardcell is a right not privilege. I will ask to be compensatedInmate Signature Derrick ScottDate 19/13If you are harmed/threatened because of your use of the grievance process, report it immediately to the Warden or designee.**THIS SECTION TO BE FILLED OUT BY STAFF ONLY**This form was received on _____ (date), and determined to be Step One and/or an Emergency Grievance (Yes or No). This form was forwarded to medical or mental health? _____ (Yes or No). If yes, name of the person in that department receiving this form: Sgt. m. Thomas

PRINT STAFF NAME (PROBLEM SOLVER)

ID Number 29547Staff Signature m. Thomas

Date

Date Received 20 Aug 13Describe action taken to resolve complaint, including date(s) of grievance(s) and name(s) of staff involved in resolution. NOT retaliation against ADC 10-20. New. H did not file all allegationStaff Signature & Date Returned DS 8/22/13

AUG 27 2013

Inmate Signature & Date Received Derrick Scott 8/23/13This form was received on _____ (date), pursuant to INMATE'S RIGHT TO FILE GRIEVANCE? (Yes or No).Staff Who Received Step Two Grievance: VARNER T. - Thomas Date: 25 Aug 13

Action Taken: _____ (Forwarded to Grievance Officer/Warden/Other) Date: _____

If forwarded, provide name of person receiving this form: _____ Date: _____

INMATE GRIEVANCE FORM REVISOR

DISTRIBUTION: YELLOW & PINK – Inmate Receipts; BLUE-Grievance Officer; ORIGINAL-Given back to Inmate After Completion of Step One and Step Two.

(41)

FOR OFFICE USE ONLY	
GRV #	<u>13M13-03299</u>
Date Received:	<u>8/27/13</u>
GRV. Code #:	<u>800</u>

IGTT410
3GS

Attachment III

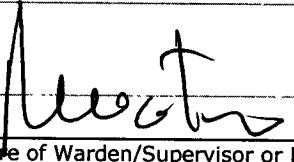
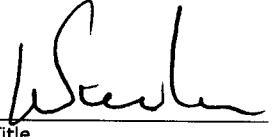
INMATE NAME: Scott, Deverick D.ADC #: 131042BGRIEVANCE #: VSM13-03299

WARDEN/CENTER SUPERVISOR'S DECISION

IN response to your grievance: Inmate Scott, you state, "Official misconduct by omission in retaliation with reprisal against state of Arkansas administrative laws Ar 835 grievance procedure and Ar 225 employee conduct Warden Watson Major Moncrete, Capt Stevenson failure to ensure Sgt Hewitt, Sgt Pruitt, Officer Watson was properly train governor and supervise to adhere to Ar 225 rules regulation procedure of ADC policy and allow the conspiracy to abuse they authority Sgt Pruitt, Sgt Hewitt, Officer Watson. (Review camera at approx 7:352-8:30 am Monday 8/19/13 you'll see officers Sgt Hewitt, Officer Watson come to my cell threaten me to write me up, taunt me and take my yard'call which actions is retaliation of me writing them up on 7-26-13 for taking my yard call and taunting me in homosexual way, Sgt Pruitt deneing me phone to call hotline on it. Writing them up in 8-7-13, 8-15-13. They deliberate maliciously with malice cause me mental anguish by denieing me yard call everyday violating AD 10-20 stating yard call is 5 days a week. AD 00-10 section 13.c retaliation against employees or inmates who fileds grievance. For them to do this for a month straight shows supervisor is not talking to them. They so corrupting they'll tell you they took my yard cause I had a sheet up."

On 08/19/2013, you were written a disciplinary for non-compliance with orders from staff to remove your sheet from the bars in your cell. There is no evidence to support your allegation that you were taunted or threatened. There is no conspiracy; you simply need to obey the orders of staff especially when told to remove anything obstructing the view in your cell. This is a security risk and staff will not take an inmate out of their until they are able to have a clear view in the cell.

Therefore, I find this issue without merit.

	RECEIVED JAN 07 2014		12-25-13 Date
Signature of Warden/Supervisor or Designee	INMATE GRIEVANCE SUPERVISOR ADMINISTRATION BLDG JING	Title	

INMATE'S APPEAL

If you are not satisfied with this response, you may appeal this decision within five working days by filling in the information requested below and mailing it to the appropriate Chief Deputy/Deputy/Assistant Director along with the Unit Level Grievance Form. Keep in mind that you are appealing the decision to the original grievance. Do not list additional issues, which are not part of your original grievance as they will not be addressed. Your appeal statement is limited to what you write in the space provided below.

WHY DO YOU DISAGREE WITH THE ABOVE RESPONSE?

The only problem you'll don't really investigate our allegations, just ask officer what happen and take they word. Cause if you did review camera you'll watch this officer pass my cell up everyday, you'll review last grievances me and rest of inmates all went hung on this officers you'll hate to admit your officers misconduct wasn't no sheet hanging up on bars blocking's view. And more importantly you'll view previous grievance and would know he had put on grievance week before he took my yardcall cause I had a sheet on bars. And I responded. yardcall is a right not a privilege. If I had a sheet on bars you

Deverick Scott

Inmate Signature

1310427/29/13

Date

write me a disciplinary you don't take my yard. At first he bought my yardcall

With contraband out the vending machine and rest of yardcall officers, then he stop buying my yardcall and other inmates and just started taking our yardcall. Put him on D-14 polygraph test and see if he lies. See on 8/8/13 when he started taking inmates outside did he come to my cell then. "No" But you'll see me calling all the officers I'm calling to my cell asking about he taking my yard so if I'm at the bars agreeing about my yardcall how is I'm at the bars and my view is covered up. If that's the case that would of made them come in my cell and make sure they can view me I'm not harming myself. The truth is the truth. put him on D-14 polygraph test see if he lies. Then read following grievances and tell me why these wasn't investigated on some officer. cause grievance officer Mrs. Robinson was covering up for him. TSM 13-02 931. VSM 13-03434
You'll see what you director Larry mae been turning a blind eye to agreeing and not investigating making ADC responsible.

INMATE NAME: Scott, Deverick D.

ADC #: 131042

GRIEVANCE#:VSM13-03299

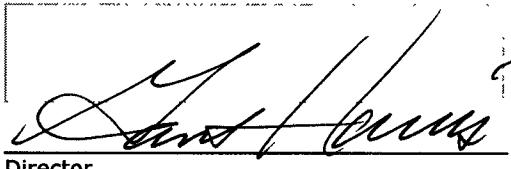
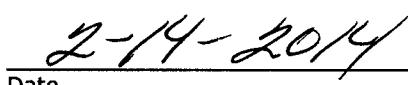
CHIEF DEPUTY/DEPUTY/ASSISTANT DIRECTOR'S DECISION

You allege on 8/19/13 Sgt. Pruitt, Sgt. Hewitt and Officer Watson threatened to write you up, and took your yard call. You state that this was done out of retaliation for writing them up on 7/26/13 for taking your yard call.

Based on the Warden's response in which he states in part, "On 08/19/2013, you were written a disciplinary for non-compliance with orders from staff to remove your sheet from the bars in your cell. There is no evidence to support your allegation that you were taunted or threatened. There is no conspiracy; you simply need to obey the orders of staff especially when told to remove anything obstructing the view in your cell. This is a security risk and staff will not take an inmate out of their until they are able to have a clear view in the cell. Therefore, I find this issue without merit."

I find that I concur with the unit's response. Also, a review of security log's indicates that you are receiving yard call or afforded yard call according to policy and procedure.

Appeal denied


Director
Date

Unit/Center VSMName Denechek ScottDC# 131042Brks # 150-14004

Job Assignment _____

GRV. # VSM-B-3198
 Date Received: 8/26/13 (44)
 GRV. Code #: 600

8/19/13 (Date) STEP ONE: Informal Resolution

8/27/13 (Date) STEP TWO: Formal Grievance (All complaints/concerns should first be handled informally.)
 If the issue was not resolved during Step One, state why: I ain't happy on that8/19/13 (Date) EMERGENCY GRIEVANCE (An emergency situation is one in which you may be subject to a substantial risk of physical harm; emergency grievances are not for ordinary problems that are not of a serious nature). If you marked yes, give this completed form to the designated problem-solving staff, who will sign the attached emergency receipt. If an Emergency, state why: In being denied medical treatmentIs this Grievance concerning Medical or Mental Health Services? If yes, circle one: medical or mental

BRIEFLY state your one complaint/concern and be specific as to the complaint, date, place, name of personnel involved and how you were affected. (Please Print): The Conduct of Mrs. gray. (VSM nurse) and Sgt. Pruitt constitutes a violation of AD # 00-10 Employee Conduct Standards. Section C.a. Employee's failure to report his/her relationship violating Nepotism policy which is punish by suspension or discharge. Nurse Gray actions violates corizon policy cause she can't even work effectively performing sickcalls cause she got to have Sgt. Pruitt escort her, which take him away from his job duties as visitors supervisor. Then whole time she mains sickcall he helping her work or stopping her from working being overly protective of his visitors. They discuss they outside affairs instead of being professionals. Here it I've been had to wait 2 weeks for a sickcall then when I did see her, she so busy worried and talking to him she forgot to order my blood pressure script checks to monitor is my new blood pressure medicine working. I request investigation by Internal Affairs.

Denechek Scott
Inmate Signature8/19/13
Date

If you are harmed/threatened because of your use of the grievance process, report it immediately to the Warden or designee.

THIS SECTION TO BE FILLED OUT BY STAFF ONLY

This form was received on 8/23/13 (date), and determined to be Step One and/or an Emergency Grievance
 (Yes or No). This form was forwarded to medical or mental health? (Yes or No). If yes, name of the person in that department receiving this form: C. Skeyan Date 8/23/13

PRINT STAFF NAME (PROBLEM SOLVER)

ID Number

Staff Signature

Date Received

Describe action taken to resolve complaint, including dates: Per policy nursing is to have an escort for every nursing errand.

RECEIVED-DEPUTY DIRECTOR
ARKANSAS DEPARTMENT
OF CORRECTION8/23/13
Staff Signature & Date ReturnedDenechek Scott 8/23/13
Inmate Signature & Date ReceivedThis form was received on 8/23/13 (date), pursuant to Step Two. Is it an Emergency? (Yes or No).Staff Who Received Step Two Grievance: Sgt. C. all Date: 8/23/13 ARKANSAS DEPARTMENT OF CORRECTIONAL PROGRAMS

Action Taken: _____ (Forwarded to Grievance Officer/Warden/Other) Date: _____

If forwarded, provide name of person receiving this form: Officer Date: 8/20/13

DISTRIBUTION: YELLOW & PINK – Inmate Receipts; BLUE-Grievance Officer; ORIGINAL-Given back to Inmate After Completion of Step One and Step Two.

INMATE NAME: Scott, Deverick D.ADC #: 131042BGRIEVANCE #: VSM13-03198

HEALTH SERVICES RESPONSE TO UNIT LEVEL GRIEVANCE

*@YH
met
1/1*

(619) Your concern: white) The conduct of Gray (VSM Nurse) and Sgt Pruitt constitutes a violation of AD 00-10 Employee Conduct Standards. Section C. A. Employee failure to report his/ her relationship violating Nepotism policy. Which is punish by suspension or discharge. Nurse Gray actions violates Corizon policy cause she can't even work effectively performing sick calls cause she got to have Sgt Pruitt escort her, which take him away from his job duties as isolation supervisor. Then whole time she running sick call he helping her work or stoping her form working being overly protective of his woman. They discuss they outside affairs instead of being professional. Here it is I've been had to wait 2 weeks for a sick call then when I did see her, she so busy worried and talking to him she forgot to order my blood pressure script checks to monitor is my new blood pressure medicine working. I request investigation by Internal Affairs.

Response: Your grievance dated 8/23/13 was received on 8/26/13 and a review of your medical record was completed to determine if n=medically necessary care has been provided.

You alleged medical staff did not act professionally on an unknown date.

This issue was addressed through administration and was reviewed with alleged staff. Outcomes are considered confidential and addressed at the administrative level, as deemed necessary.

In conclusion, all staff is required to treat patients with respect and to demonstrate professionalism at all times. You have received treatment for your concerns. Your grievance is without merit.

If you r medical condition changes please address any concerns through the sick call process.


Signature of Health Services
Administrator/Mental Health Supervisor or
Designee

Deborah Louise York

09/24/2013

Title

Date

INMATE'S APPEAL

If you are not satisfied with this response, you may appeal this decision within five working days by filling in the information requested below and mailing it to the Deputy Director for Health & Correctional Programs along with the Unit Level Grievance Form. Keep in mind that you are appealing the decision to the original grievance. Do not list additional issues which were not part of your original grievance as they will not be addressed. Your appeal statement is limited to what you write in the space provided below.

WHY DO YOU DISAGREE WITH THE RESPONSE GIVEN ABOVE? *It do seem like she more*

professional

RECEIVED-DEPUTY DIRECTOR,
ARKANSAS DEPARTMENT
OF CORRECTION

OCT 1 2013

HEALTH & CORRECTIONAL PROGRAMS

Deverch Scott

Case 5:14-cv-00237-SWW-BD Document 2-1 Filed 06/16/14 Page 67 of 107

Inmate Signature

13042

ADC#

112813

Date

(46)

RECEIVED-DEPUTY DIRECTOR
ARKANSAS DEPARTMENT
OF CORRECTION

OCT 1 2013

HEALTH & CORRECTIONAL PROGRAMS

(47)

IGTT430
3GD

@vu

Attachment VI

INMATE NAME: Scott, Deverick D.

ADC #: 131042

GRIEVANCE#:VSM13-03198

CHIEF DEPUTY/DEPUTY/ASSISTANT DIRECTOR'S DECISION

August 19, you grieved that Ms. Gray and Sgt. Pruitt were violating the employee conduct standards by having a relationship, and because of that relationship Ms. Gray was unable to perform her job duties effectively, and with Sgt. Pruitt escorting her, he could not get his work done.

The medical department responded, "You alleged medical staff did not act professionally on an unknown date. This issue was addressed through administration and was reviewed with alleged staff. Outcomes are considered confidential and addressed at the administrative level, as deemed necessary. In conclusion, all staff is required to treat patients with respect and to demonstrate professionalism at all times. You have received treatment for your concerns. Your grievance is without merit. If you r medical condition changes please address any concerns through the sick call process."

Your appeal states she does seem more professional.

Your concerns were addressed; therefore, your appeal is without merit

Director



10/14/13

Date

Unit/Center YellorName Mr. Devenick ScottADC# 131012 Brks # 1001-14011 Job Assignment GRV. # VSM13-03434 (48)Date Received: 9-3-13GRV. Code #: 800(Date) STEP ONE: Informal Resolution 8/1/13(Date) STEP TWO: Formal Grievance (All complaints/concerns should first be handled informally.)
If the issue was not resolved during Step One, state why: this officer take me other inmate with contraband from vending machine now since I wrote him up

(Date) EMERGENCY GRIEVANCE (An emergency situation is one in which you may be subject to a substantial risk of physical harm; emergency grievances are not for ordinary problems that are not of a serious nature). If you marked yes, give this completed form to the designated problem-solving staff, who will sign the attached emergency receipt. If an Emergency, state why: _____

Is this Grievance concerning Medical or Mental Health Services? _____ If yes, circle one: medical or mental
BRIEFLY state your one complaint/concern and be specific as to the complaint, date, place, name of personnel involved and how you were affected. (Please Print): Officer who has made cause no one

to work without money to buy my medication the prison home. I went to Internal Affairs, Court, they took test the officer take my yard work off (which is by buying our yard work with instructions and all the details will be written down. This incident violates a violation of ADK 00-10
right for Inmate Standards section 315. Being Section 316 breaking which
is part of 316 by Inmate Standard Section 316. To take my food from me while
they have their own food. This officer is doing many of the same things at 8:00am
on Sunday they just come knock on my door and took a - and then they go and
they take my yard work away and supervises all the work they do, and I
applied for a job at prison Warden Tasker Mr. M. M. T. I worked full
shifts to Internal Affairs I will take a O-11 judgement to myself. This
officer is not worth the responsibility to have
any kind of ADK 00-10. I would like an immediate response to this issue
as soon as possible. I would like an immediate response to this issue

Signature8/1/13

Inmate Signature

Date

If you are harmed/threatened because of your use of the grievance process, report it immediately to the Warden or designee.**THIS SECTION TO BE FILLED OUT BY STAFF ONLY**

This form was received on _____ (date), and determined to be **Step One** and/or an Emergency Grievance _____ (Yes or No). This form was forwarded to medical or mental health? _____ (Yes or No). If yes, name of the person in that department receiving this form: _____ Date _____

Sgt M. T. M.

PRINT STAFF NAME (PROBLEM SOLVER)

71547

ID Number

Staff Signature

Describe action taken to resolve complaint: RECEIVED dates: _____SEP 16 2013

RECEIVED	D
SEP - 3 2013	D
Date Received	

Staff Signature & Date Returned

INMATE GRIEVANCE SUPERVISOR

Devin Scott

WARDEN UNIT GRIEVANCE

This form was received on _____ (date), pursuant to **Step Two**. Is it an Emergency? _____ (Yes or No).Staff Who Received Step Two Grievance: CO D. M. H.Date: 8-30-13

Action Taken: _____ (Forwarded to Grievance Officer/Warden/Other) Date: _____

If forwarded, provide name of person receiving this form: _____ Date: _____

DISTRIBUTION: **YELLOW & PINK** – Inmate Receipts; **BLUE**-Grievance Officer; **ORIGINAL**-Given back to Inmate After Completion of Step One and Step Two.

(49)

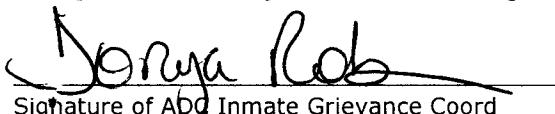
ACKNOWLEDGMENT OR REJECTION OF UNIT LEVEL GRIEVANCE

TO: Inmate Scott, Deverick D.
 FROM: Robinson, Tonya R
 DATE: 09/06/2013

ADC #: 131042B
 TITLE: ADC Inmate Grievance Coord
 GRIEVANCE #: VSM13-03434

Please be advised, I have received your Grievance dated 08/30/2013 on 09/03/2013.

Your grievance was rejected as either non-grievable, untimely, duplicative, frivolous, or vexatious.


 Signature of ADC Inmate Grievance Coord

RECEIVED

SEP 16 2013

CHECK ONE OF THE FOLLOWING INMATE GRIEVANCE SUPERVISOR

- This Grievance will be addressed by the Warden/Center Supervisor or designee. ADMINISTRATION BUILDING
- This Grievance is of a medical nature and has been forwarded to the Health Services Administrator who will respond.
- This Grievance involves a mental health issue and has been forwarded to the Mental Health Supervisor who will respond.
- This Grievance has been determined to be an emergency situation, as you so indicated.

- This Grievance has been determined to not be an emergency situation because you would not be subject to a substantial risk of personal injury or other serious irreparable harm. Your Grievance will be processed as a Non-Emergency.
- This Grievance was REJECTED because it was either non-grievable (), untimely, was a duplicate of , or was frivolous or vexatious.

INMATE'S APPEAL

If you disagree with a rejection, you may appeal this decision within five working days by filling in the information requested below and mailing it to the appropriate Chief Deputy/Deputy/Assistant Director. Keep in mind that you are appealing the decision to reject the original complaint. Address only the rejection; do not list additional issues, which were not a part of your original grievance as they will not be addressed. Your appeal statement is limited to what you write in the space provided below.

Deverick Scott

Inmate Signature

131042

ADC #

9/10/13

Date

By policy I got right to take yellow copy to second step if officer don't return white copy. This officer bribe me; other inmates with contraband from vending machine for yardcall now he come to work with no money and been on some racism stuff just taking our yardcall coming thru not yellow yardcall so we can get on list, I put my jumpsuit in bars to get shakedown so right by my cell don't stop say our cell not in compliance - yardcall is a right, not a privilege. he can't take our yard he so confident in abusing his authority he retaliated put it in disciplinary

On 8/19/13 he took my yard cause I had steel in
bars. this after I wrote him up over 10 times. I have
notified all supervisors. I will ask to be compensated at court
level.

IGTT430
3GD

Attachment VI

INMATE NAME: Scott, Deverick D.

ADC #: 131042

GRIEVANCE#:VSM13-03434

(50)

CHIEF DEPUTY/DEPUTY/ASSISTANT DIRECTOR'S DECISION

Inmate Scott, your Grievance VSM-13-03434 was rejected by the unit warden because it was considered untimely; According to my review this was done in accordance with AD 12-16. I find no merit to your complaint and no further action is warranted at this time.

Appeal denied

Director

Date

17M7

10.16.13

(51)

ISSR100

Arkansas Department of Corrections

Varner Super Max Unit

MAJOR DISCIPLINARY

If the C.S.O. determines that the violation(s) described on this document are felonious; he/she must hand carry this document to the Unit Warden who must immediately notify the Director.

Inmate: Scott, Deverick Deshonce

ADC#: 131042B

Assignment: AM/PM:Adm. Seg. Punitive

Class: IV is being charged by Watson, Stephen P
with code violation(s):

02-12 Failure to keep one's person OR quarters IN accordance with regulations
07-1 Unauthorized use of state property/supplies
12-1 Failure to obey verbal and/OR written orders of staff

Date & Time: 08/19/2013 7:35 AM

Notice of Charge:

Incident Report Unit: Varner Unit

Incident Report Date/Time: 08/19/2013/07:35:00 AM

Incident Report Number: 2013-08-189

Incident Report Comments By: Stephen P Watson

On 8-19-13 at approximately 7:35am Col. Watson was conducting yard in Isolation 1, Zone 1, when he came to Cell 14 which houses Inmate Scott, D ADC#131042 to escort him to yard, he had the bars covered with his white sheet, blocking the view of inside his cell, COI S. Watson gave Inmate, D Scott #131042 multiple direct orders to remove the sheet from the cell bars, he refused to do so, this is against ADC policy, therefore Inmate D. Scott #131042 refused yard and I COI S. Watson am writing Inmate D. Scott#131042 up for the following rule violations
2-12, 7-1, 12-1, Pending DCR

(I affirm that the information in this report is true to the best of my knowledge)

Signature of Charging Officer

NOTIFICATION: Officer COTDate & Time Notified 8/19/13 1250hWitness Statements: No X

If yes, list:

Rufased
Inmate's Signature

C.S.O. Review: Outcome: Refer to Hearing Officer/Comm.

By: Moncrief, Tim W

Date 08/21/2013

Extension: No X Yes _____ Has extension form been completed? _____

Presentation by Counsel - Substitute is required when it is determined that the inmate is illiterate or incompetent or that the issues are extraordinarily complex.

Counsel-Substitute: Assigned (Name) _____

Not Assigned _____

hj

Unit/Center VSM

Name Deverick Scott

ADC# 131042 Brks # 150 1-14 ill Job Assignment

FOR OFFICE USE ONLY

GRV # VSM13-03414

Date Received 9-3-13

GRV Code #: 800

8/21/13 (Date) STEP ONE: Informal Resolution

8/30/13 (Date) STEP TWO: Formal Grievance (All complaints/concerns should first be handled informally.)

If the issue was not resolved during Step One, state why: To properly investigate review

8/21/13 (Date) EMERGENCY GRIEVANCE (An emergency situation is one in which you may be subject to a substantial risk of physical harm; emergency grievances are not for ordinary problems that are not of a serious nature). If you marked yes, give this completed form to the designated problem-solving staff, who will sign the attached emergency receipt. If an Emergency, state why: This is has went pass the limit of retaliation to actually abuse his authority threaten my life

Is this Grievance concerning Medical or Mental Health Services? If yes, circle one: medical or mental

BRIEFLY state your one complaint/concern and be specific as to the complaint, date, place, name of personnel involved and how you were affected. (Please Print): For the last month I've been with Officer Watson up for retaliating against me taking my yard out and supervisors for failing to supervise this officer conduct. Officer Watson, Jackson, Major Mercado, Captain Leinson in retaliation with reffusal by official misconduct with prejudice and discrimination by the United States Constitution purposely maliciously with malice retaliated on me for previously writing him up on 8/21/13 at approx 9:20 am. This officer tried to sack by my cell but I was up I said officer Watson I won't my yard. Then and officer Hopkins come back to my cell in standing at bars. Watson state that's it. He go get key to my cell come pop my door three to once me, blow me up with a grenade he leave come back 1 min later and say shake down (Not yard) this how he abuse his authority. Only thing he suppose to be worried about is verbal but he so caught up in figures of me they take my yard all again. This shows the retaliation I request investigation by Internal affairs O-14 polygraph test, cameras check I will asked to be compensated at court level.

Deverick Scott

8/21/13

Inmate Signature

Date

If you are harmed/threatened because of your use of the grievance process, report it immediately to the Warden or designee.

THIS SECTION TO BE FILLED OUT BY STAFF ONLY

This form was received on _____ (date), and determined to be Step One and/or an Emergency Grievance (Yes or No). This form was forwarded to medical or mental health? _____ (Yes or No). If yes, name of the person in that department receiving this form:

PRINT STAFF NAME (PROBLEM SOLVER)

ID Number

Staff Signature

Date Received

Describe action taken to resolve complaint, including dates:

Statement concern my self professionally around staff and inmates at all times this grievance is a retaliation for a disciplinary

End of Statement

W/Deverick Scott 8/29/13

Staff Signature & Date Returned

Inmate Signature & Date Received

This form was received on _____ pursuant to Step Two. Is it an Emergency? _____ (Yes or No).

Staff Who Received Step Two Grievance: _____ Date: _____

Action Taken: _____ (Forwarded to Grievance Officer/Warden/Other) Date: 13 2014

If forwarded, provide name of person receiving this form: _____ Date: _____

DISTRIBUTION: YELLOW & PINK – Inmate Receipts; **BLUE**-Grievance Officer; **ORIGINAL**-Given back to Inmate After Completion of Step One and Step Two.

MAX 4/004

Attachment III

IGTT410
3GSINMATE NAME: Scott, Deverick D. ADC #: 131042B GRIEVANCE #: VSM13-03414

(53)

WARDEN/CENTER SUPERVISOR'S DECISION

In response to your grievance: Inmate Scott, you state, "For the last month I've been writing this Officer Watson up for retaliating against me taking my yard call, and supervisors for failing to supervise this officer conduct, Warden Watson, Jackson, Major retaliating, Capt Stevenson in retaliation with reprisal by Official misconduct with predjudice and discrimination by the United States constitution purposely maliciously with malice retaliated on me for previously writing him up on 8/21/13 at approx 9:20 am This officer tried to sneak by my cell but I was up I said Officer Watson I won't my yard. Him and Officer Hopkins come back to my cell in standing at bars Watson state that I. He go get key to my cell come pop my door threaten to mace me, blow me up with a grenade he leave come back 3 mins later and say shake down (not yard) this how he abuse his authority. Only thing he suppose to be worried about is yard call but he so caught up in investigation by Internal Affairs 0-14 polygraph test, cameras check I will asked to be compasited at court level."

Staff advises that on 08/21/2013, you refused to remove a state sheet from your cell bars and when they came back to your cell, you refused to be shaken-down. Records show that you did not receive a disciplinary for your non-compliance. However, during yard call for 08/21/2013, inmates were brought in early and the rest of the yard call was canceled due to heavy rain and lightening.

Therefore, I find this issue without merit.


Signature of Warden/Supervisor or Designee

 2-1-14
Title _____
RECEIVED Date _____

INMATE'S APPEAL

If you are not satisfied with this response, you may appeal this decision within five working days by filling in the information requested below and mailing it to the appropriate Chief Deputy/Deputy/Assistant Director along with the Unit Level Grievance Form. Keep in mind that you are appealing the decision to the original grievance. Do not list additional issues, which are not part of your original grievance as they will not be addressed. Your appeal statement is limited to what you write in the space provided below.

WHY DO YOU DISAGREE WITH THE ABOVE RESPONSE? *The conduct of Warden Jackson to review*
comes and check this officer come in my cell and threaten and harass me,
it's known this officer make up excuses of why he take our yardcall. records won't
indicate the time they ran us I yardcall they brought them in early so no
reason they took my yardcall or harass me but he was doing that 2 months
straight before that and you'll not investigating my allegations what give him the
impression he could get away with it. This officer physically threatens me
out his O-14 polygraph test to see if I'm lying or he is



Inmate Signature

131042

2/5/14

ADC#

Date

IGTT430
3GD

Attachment VI

54

INMATE NAME: Scott, Deverick D.

ADC #: 131042

GRIEVANCE#:VSM13-03414

CHIEF DEPUTY/DEPUTY/ASSISTANT DIRECTOR'S DECISION

You allege that you are being harassed by security staff.

Based on the Warden's response in which he states in part, "Officer Jefferson advises that she has not witnessed Officer Watson harass nor threaten you. Officer Watson denies threatening to "write you up"; threaten to harm you nor harass you. Records show that you received a disciplinary on 08/19/2013 from Officer Watson. However, be advised disciplinary matters are non-grievable as you can utilize the appeal process for disciplinaries.

Therefore, I find no merit."

I find that I concur with the unit's response.

Appeal denied

Scott J. Davis
Director

3-21-2014
Date

UNIT LEVEL GRIEVANCE FORMS

Sanctioned Document 2 Filed 06/16/14

Page 77 of 107

FOR OFFICE USE ONLY

GRV #

NSM13-03455
55

Date Received: 9-3-13

GRV. Code #:

800

Unit/Center VSMName Derrick ScottADC# 131642 Brks # 1501-1611 Job Assignment _____

8/21/13 (Date) STEP ONE: Informal Resolution

8/20/13 (Date) STEP TWO: Formal Grievance (All complaints/concerns should first be handled informally.)

If the issue was not resolved during Step One, state why: This officer failing to notify her supervisor of us for aches now he do it every time she on8/21/13 (Date) EMERGENCY GRIEVANCE (An emergency situation is one in which you may be subject to a substantial risk of physical harm; emergency grievances are not for ordinary problems that are not of a serious nature). If you marked yes, give this completed form to the designated problem-solving staff, who will sign the attached emergency receipt. If an Emergency, state why: review former off/polygraph test the officer Watson over my door over 6 times within 3 hours threatening to physically harm me on 8/21/13Is this Grievance concerning Medical or Mental Health Services? If yes, circle one: medical or mental**BRIEFLY** state your one complaint/concern and be specific as to the complaint, date, place, name of personnel involved and how you were affected. (Please Print): The conduct of officer Teller

constitutes a violation of AD# 005 report by for last month she witness officer Watson harass me continually against me take my laundry and refuse to write 005 report each notify her supervisor then today on 8/21/13 at approx. 10:30am I called her to my cell to give me my laundry bag and tell SMTI that I had a emergency grievance about Watson just threaten me physically again and harassing me and when she leave my cell officer Watson come back to my cell give me my laundry bag and threaten to blow me up because he clients I had a street and beds, but she just left my cell and I ain't have no street up This is at least 130pm after I had to stop officer Frank disciplinary officer ask him to notify supervisor this officer wasn't steady, harassing me and threatening me The last incident she let officer Watson go, I pipe chase cause his authority cut my water off and I went even though I request investigation by Internal Affairs -Officer polygraph test of this complainant. I will asked to be suspended at my unit level request center check

Derrick Scott

Inmate Signature

8/21/13

Date

If you are harmed/threatened because of your use of the grievance process, report it immediately to the Warden or designee.**THIS SECTION TO BE FILLED OUT BY STAFF ONLY**This form was received on _____ (date), and determined to be **Step One** and/or an Emergency Grievance (Yes or No). This form was forwarded to medical or mental health? (Yes or No). If yes, name of the person in that department receiving this form: _____ Date _____

PRINT STAFF NAME (PROBLEM SOLVER)

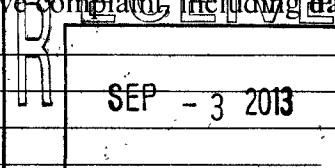
ID Number

Staff Signature

RECEIVED

Date Received

Describe action taken to resolve complaint, including dates:



SEP - 3 2013

FEB 13 2014

Staff Signature & Date Returned

VARNER UNIT GRIEVANCE

INMATE GRIEVANCE SUPERVISOR
ADMINISTRATION BUILDING

Inmate Signature & Date Received

This form was received on _____ (date), pursuant to **Step Two**. Is it an Emergency? (Yes or No).

Staff Who Received Step Two Grievance: _____ Date: _____

Action Taken: _____ (Forwarded to Grievance Officer/Warden/Other) Date: _____

If forwarded, provide name of person receiving this form: _____ Date: _____

DISTRIBUTION: YELLOW & PINK – Inmate Receipts; BLUE-Grievance Officer; ORIGINAL-Given back to Inmate After Completion of Step One and Step Two.

Max 4/004

Attachment III

IGTT410
3GSINMATE NAME: Scott, Deverick D.ADC #: 131042BGRIEVANCE #: VSM13-03452

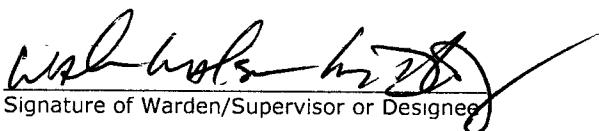
(56)

WARDEN/CENTER SUPERVISOR'S DECISION

In response to grievance VSM13-03452 you state, "The conduct of office Jefferson constitutes a violation of AD #005 report by four last month she witness officer Watson harass me retailate against me take my yardcall and refuse to write 005 report and notify her supervisor then today on 8/21/13 at approx 13:30 am i called her to my cell to give me my laundry bag and tell Sgt. Pruitt I had a emergency grievance officer watson just threaten me physically harm and harassing me and when she leave my cell officer watson come back to my cell give me my laundry bag and threaten to blow me up cause he claims "I had a sheet on bars, but she just left my cell and I ain't have no sheet up. This is at least 30 min. after I had to stop officer Frank disciplinary officers ask him ito notify supervisors this officer watson steady harassing me and threaten me The lost incident she let officer watson go in pipe chase abuse his authority cut my water off and I aint even flooded! i request investigation by Internal Affairs 0-14 polygraph test of this conspiracy. I will asked to be compisated at court level request camera check"

Officer Jefferson advises that she has not witnessed Officer Watson harass nor threaten you. Officer Watson denies threatening to "write you up"; threaten to harm you nor harass you. Records show that you received a disciplinary on 08/19/2013 from Officer Watson. However, be advised disciplinary matters are non-grievable as you can utilize the appeal process for disciplinaries.

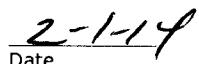
Therefore, I find no merit.



Signature of Warden/Supervisor or Designee



Title



Date

INMATE'S APPEAL

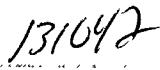
If you are not satisfied with this response, you may appeal this decision within five working days by filling in the information requested below and mailing it to the appropriate Chief Deputy/Deputy/Assistant Director along with the Unit Level Grievance Form. Keep in mind that you are appealing the decision to the original grievance. Do not list additional issues, which are not part of your original grievance as they will not be addressed. Your appeal statement is limited to what you write in the space provided below.

WHY DO YOU DISAGREE WITH THE ABOVE RESPONSE?

*Camera review on 8/21/13 not 8/19/13
will show this officer open my door 6 times in 2 hours, officer Jefferson with him
sometimes. I never had a sheet up Mrs. Jefferson can tell you that. But violation of Article
225 Employee conduct standards section 18.6 falsehood of record or written records of this state-
ment cause she had knowledge, seen officer Watson, Preston and harass me is
not review camera and properly train or supervise this officer conduct cardons, it*



Inmate Signature



ADC#



RECEIVE Date

FEB 18 2014

INMATE GRIEVANCE FORM

ADMISSIONS

IGTT430
3GD

Attachment VI

57

INMATE NAME: Scott, Deverick D.

ADC #: 131042

GRIEVANCE#:VSM13-03452

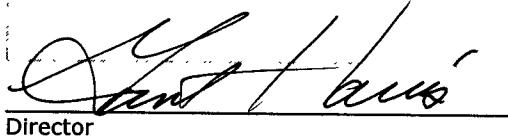
CHIEF DEPUTY/DEPUTY/ASSISTANT DIRECTOR'S DECISION

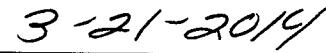
You allege that you are being harassed by security staff.

Based on the Warden's response in which he states in part, "Officer Jefferson advises that she has not witnessed Officer Watson harass nor threaten you. Officer Watson denies threatening to "write you up"; threaten to harm you nor harass you. Records show that you received a disciplinary on 08/19/2013 from Officer Watson. However, be advised disciplinary matters are non-grievable as you can utilize the appeal process for disciplinaries. Therefore, I find no merit."

I find that I concur with the unit's response.

Appeal denied


Director


Date

UNIT LEVEL GRIEVANCE FORM (Attachment I)Unit/Center VSPName Dereck ScottADC# 131642Brks # 150 1-141642Job Assignment MS Robinson (grievance)

8/21/13 (Date) STEP ONE: Informal Resolution

FOR OFFICE USE ONLY

GRV # _____

Date Received _____

GRV Code #. _____

58

(Date) STEP TWO: Formal Grievance (All complaints/concerns should first be handled informally.)
If the issue was not resolved during Step One, state why: _____

(Date) EMERGENCY GRIEVANCE (An emergency situation is one in which you may be subject to a substantial risk of physical harm; emergency grievances are not for ordinary problems that are not of a serious nature). If you marked yes, give this completed form to the designated problem-solving staff, who will sign the attached emergency receipt. If an Emergency, state why: _____

Is this Grievance concerning Medical or Mental Health Services? _____ If yes, circle one: medical or mental

BRIEFLY state your one complaint/concern and be specific as to the complaint, date, place, name of personnel involved and how you were affected. (Please Print):

*The official misconduct by omission in retaliation with reprisal against state of Arkansas administrative laws
 At 835 grievance procedure and Ar 205 employees conduct Mrs. Tonga Robinson, grievance officer abusing her authority, apart of majority of ADC employees violating my 1st Amendment of U.S.C. for last month she been rejecting my grievances saying extremely when grievance policy states I can only file 5 grievances a week and file 3 grievances, once I exceed my limit I got to wait to the new week which start on first sat. Then officers don't bring me my grievances back to a week later so once I abide by policy wait to next week its 3 or 4 days after I receive my response. This shows how ADC purposely made this policy to over regulate and stop inmates officers for violating 107400-10 Employee Conduct standards by harassing inmates, retaliating on them for writing grievance, playing harassment games, bribery, in neglect giving inmates punishment. Somebody need to talk to Mrs. Robinson cause by her failing to process my paperwork week it can be address makes her reliable also and will be in danger if know in my issuesit VSN13-03139 VSN13-8340*

Inmate Signature Dereck ScottDate 8/21/13If you are harmed/threatened because of your use of the grievance process, report it immediately to the Warden or designee.**THIS SECTION TO BE FILLED OUT BY STAFF ONLY**

This form was received on _____ (date), and determined to be Step One and/or an Emergency Grievance

(Yes or No). This form was forwarded to medical or mental health? _____ (Yes or No). If yes, name of the person in that department receiving this form:

PRINT STAFF NAME (PROBLEM SOLVER)

ID Number W33 CDRStaff Signature W33 CDRDate Received 8/21/13

Describe action taken to resolve complaint, including dates:

*All grievances are processed according to AD 10-10 per ms Robinson*Staff Signature & Date Returned D Scott 8/21/13

Inmate Signature & Date Received

This form was received on _____ (date), pursuant to Step Two. Is it an Emergency? _____ (Yes or No).

Staff Who Received Step Two Grievance: _____ Date: _____

Action Taken: _____ (Forwarded to Grievance Officer/Warden/Other) Date: _____

If forwarded, provide name of person receiving this form: _____ Date: _____

DISTRIBUTION: YELLOW & PINK – Inmate Receipts; BLUE-Grievance Officer; ORIGINAL-Given back to Inmate After Completion of Step One and Step Two.

Copies will be forwarded to DDCB, Internal Affairs, and Grievance Unit in Page 81 of Project

UNIT LEVEL GRIEVANCE FORM (Attachment I)

Unit/Center VSM

Name Derrick Scott

ADC# 131042 Brks # 1501-141CN Job Assignment MS. Jefferson CC

FOR OFFICE USE ONLY	
GRV #	<u>VSM13-0362759</u>
Date Received	<u>9-16-13</u>
GRV. Code #:	<u>800</u>

9/21/13 (Date) STEP ONE: Informal Resolution

9/21/13 (Date) STEP TWO: Formal Grievance (All complaints/concerns should first be handled informally.)

If the issue was not resolved during Step One, state why: This officer watch another officer harass me, retaliate against me and didn't report it.

8/21/13 (Date) EMERGENCY GRIEVANCE (An emergency situation in which you may be subject to a substantial risk of physical harm; emergency grievances are not for ordinary problems that are not of a serious nature). If you marked yes, give this completed form to the designated problem-solving staff, who will sign the attached emergency receipt. If an Emergency, state why: review camera, O-14 polygraph test this officer Watson open my door over 6 times within 2 hours threaten to physically harm me on 8/21/13

Is this Grievance concerning Medical or Mental Health Services? If yes, circle one: medical or mental

BRIEFLY state your one complaint/concern and be specific as to the complaint, date, place, name of personnel involved and how you were affected. (Please Print): The conduct of officer Jefferson constitutes a violation of AD# 005 report by for last month she witness officer Watson harass me, retaliate against me take my laundry bag and tell 3rd Plaintiff I had a emergency grievance officer Watson just threaten me physically harm, and harassing me and when she leave my cell officer Watson come back to my cell give me my laundry bag and threaten to blow me up because he "claims" I had a sheet on bars, but she just left my cell and I ain't have no sheet up. This is at least 30 min after I had to stop officer Frank disciplinary officer asking to notify supervisor this officer Watson steady harassing me and threatening me. The last incident she let officer Watson spit pipe chase abuse his authority cut my water off and I ain't even floodall I request investigation by Internal Affairs - O-14 polygraph test of this conspiracy. I will asked to be compensated at court level request camera check

Derrick Scott

Inmate Signature

Date 8/21/13

If you are harmed/threatened because of your use of the grievance process, report it immediately to the Warden or designee.

THIS SECTION TO BE FILLED OUT BY STAFF ONLY

This form was received on _____ (date), and determined to be Step One and/or an Emergency Grievance (Yes or No). This form was forwarded to medical or mental health? (Yes or No). If yes, name of the person in that department receiving this form: John M. Walker Date 8/21/13

PRINT STAFF NAME (PROBLEM SOLVER)

ID Number

Staff Signature

Date Received

Describe action taken to resolve complaint, including dates.

for several weeks

RECEIVED

Staff Signature & Date Returned

RECEIVED

VARNER UNIT GRIEVANCE VARNER UNIT GRIEVANCE Staff Signature & Date Received

This form was received on _____ (date), pursuant to Step Two. Is it an Emergency? (Yes or No).

Staff Who Received Step Two Grievance: Sgt Higgins Date: 9-14-13

Action Taken: SEP 24 2013 (Forwarded to Grievance Officer/Warden/Other) Date: _____

If forwarded, provide name of person receiving this form: _____ Date: _____

INMATE GRIEVANCE SUPERVISOR

DISTRIBUTION: YELLOW & PINK – Inmate Receipts; **BLUE**-Grievance Officer; **ORIGINAL**-Given back to Inmate After Completion of Step One and Step Two.

*Emergency this on the 16/6/14 PAUL 0014
 me cause you'll overlook now
 assaulted my home boy
 in full cuffs and I'm
 San I'm next*

(60)

ACKNOWLEDGMENT OR REJECTION OF UNIT LEVEL GRIEVANCE

TO: Inmate Scott, Deverick D.
 FROM: Robinson, Tonya R
 DATE: 09/18/2013

ADC #: 131042B
 TITLE: ADC Inmate Grievance Coord
 GRIEVANCE #: VSM13-03627

Please be advised, I have received your Grievance dated 09/12/2013 on 09/16/2013.

Your grievance was rejected as either non-grievable, untimely, duplicative, frivolous, or vexatious. **RECEIVED**

Tonya Rob
 Signature of ADC Inmate Grievance Coord

SEP 24 2013

INMATE GRIEVANCE SUPERVISOR
 ADMINISTRATION BUILDING

CHECK ONE OF THE FOLLOWING

- This Grievance will be addressed by the Warden/Center Supervisor or designee.
- This Grievance is of a medical nature and has been forwarded to the Health Services Administrator who will respond.
- This Grievance involves a mental health issue and has been forwarded to the Mental Health Supervisor who will respond.
- This Grievance has been determined to be an emergency situation, as you so indicated.
- This Grievance has been determined to not be an emergency situation because you would not be subject to a substantial risk of personal injury or other serious irreparable harm. Your Grievance will be processed as a Non-Emergency.
- This Grievance was REJECTED because it was either non-grievable (), untimely, was a duplicate of , or was frivolous or vexatious.

INMATE'S APPEAL

If you disagree with a rejection, you may appeal this decision within five working days by filling in the information requested below and mailing it to the appropriate Chief Deputy/Deputy/Assistant Director. Keep in mind that you are appealing the decision to reject the original complaint. Address only the rejection; do not list additional issues, which were not a part of your original grievance as they will not be addressed. Your appeal statement is limited to what you write in the space provided below.

ADC policy states you can only take 3 grievances, a week to second step. So I got to wait till next saturday. Mrs. Robinson

Deverick Scott

Inmate Signature

131042

ADC #

9/19/13

Date

is abusing her authority rejecting grievances trying to cover up corruption of Verner unit officers look how long it took to return grievance to me over 10 days and she file untimely cause I turned in next week. This system is made to overlook violation of ADC policy cause this officer therether to physically harm me and Mrs. Robinson trying to make you'll turn a blind eye. All I want is this investigation cause do to you'll investigating this officer now he done physically assaulted another inmate in full handcuffs with shackles and slam him on his head and you'll letting him get away with. (He stated he was the property zimmerman. The ~~white~~ white man who killed that boy in Florida.) His actions is on the verge of starting I request internal investigation O-14 polygraph test cameras check a riot cell

IGTT430
3GD

Attachment VI

(Col)

INMATE NAME: Scott, Deverick D. ADC #: 131042 GRIEVANCE#:VSM13-03627

CHIEF DEPUTY/DEPUTY/ASSISTANT DIRECTOR'S DECISION

Inmate Scott your Grievance VSM-13-03627 was rejected by the Unit Warden because it was considered untimely; According to my review this was done in accordance with AD-12-16. I find no merit to your complaint.

Appeal denied

Director

Date

17M7

10.31.13

LEVEL GRIEVANCE FORM (Attachment I)

Unit/Center VS M

Name Derrick Scott Sg^t Pruitt
ADC# 131072 Brks # 150-1410 Job Assignment _____

FOR OFFICE USE ONLY
GRV # 1smj3-03la24
Date Received 9-16-13
GRV Code # 800

8/28/13 (Date) STEP ONE: Informal Resolution

9/12/13 (Date) STEP TWO: Formal Grievance (All complaints/concerns should first be handled informally.)
If the issue was not resolved during Step One, state why: all you got to do is work

Emergency _____ (Date) EMERGENCY GRIEVANCE (An emergency situation is one in which you may be subject to a substantial risk of physical harm; emergency grievances are not for ordinary problems that are not of a serious nature). If you marked yes, give this completed form to the designated problem-solving staff, who will sign the attached emergency receipt. If an Emergency, state why:

Is this Grievance concerning Medical or Mental Health Services? _____ If yes, circle one: medical or mental
BRIEFLY state your one complaint/concern and be specific as to the complaint, date, place, name of personnel involved and how **you** were affected. (Please Print): *On 8/21/13 at 2:00pm I was told*

involved and how you were affected. (Please Print): On 9/27/13 at approx. 7:40 a.m / the
Conduct of Sgt. Pruitt officer Watson violated my 1st amendment right
by retaliating on me for utilizing the previous grievance system I wrote
I these officers up over 10 times in last month and none of them been investigated
making supervisor Warden Watson Warden Jackson Major Murcuk Capt. Stevenson
concern in these officers racism harassment & retaliation. I request view cameras
on 9/27/13 10:17 books Nurse gray came to isol. During this time her and Sgt. Pruitt
talk about grievance I wrote do them on 8/19/13 midnite Art 225 neopisian
policy. In retaliating Sgt. Pruitt steady stalking by my cell tapping on window
harassing me. You'll notice on Camera abit no other officer stop by my door.
Sgt. Pruitt please come back five minutes later with officer Watson. I sleep right up
on bars so sheet covering my head leaning on bars they come take my sheet trying
to promote me I no its retaliation cause my sheet abit hanging on bars abit
blocking no view but 5 mins officer Watson come to my isol cell tell him take his
sheet down now his blocking my view they didn't take his sheet who actually
had it hanging. I request D-14 polygraph test investigation by Internal Affairs camera check
Derrick Scott 10/28/13

Inmate Signature

Date _____

If you are harmed/threatened because of your use of the grievance process, report it immediately to the Warden or designee.

THIS SECTION TO BE FILLED OUT BY STAFF ONLY

This form was received on _____ (date), and determined to be Step One and/or an Emergency Grievance _____ (Yes or No). This form was forwarded to medical or mental health? _____ (Yes or No). If yes, name of the person in that department receiving this form: _____ Date _____

997 fagins 74365
SEARCHED INDEXED SERIALIZED FILED 6/16/73

PRINT STAFF NAME (PROGRAM SOLVER) **ID Number** **Staff Signature** **MANAGER UNIT GRIEVANCES** **Date Received**

Describe action taken to resolve complaint, including dates:

Wright Visegate Spec. comm. June 22 1911

RECEIVED 2014

RECEIVED

1) 8-1171138 - SEP 11 2010

Staff Signature & Date Returned SEP 24 2013 9/24/13

Inmate Signature & Date Received

Staff Who Received Step Two Grievance: Administrative Support Date: 9-14-13
Action T-1

If forwarded, provide name of person receiving this form: _____ Date: _____

DISTRIBUTION: **YELLOW & PINK** – Inmate Receipts; **BLUE**-Grievance Officer; **ORIGINAL**-Given back to Inmate After Completion of Step One and Step Two.

ACKNOWLEDGMENT OR REJECTION OF UNIT LEVEL GRIEVANCE

TO: Inmate Scott, Deverick D.
 FROM: Robinson, Tonya R
 DATE: 09/18/2013

ADC #: 131042B
 TITLE: ADC Inmate Grievance Coord
 GRIEVANCE #: VSM13-03625

Please be advised, I have received your Grievance dated 09/12/2013 on 09/16/2013.

Your grievance was rejected as either non-grievable, untimely, duplicative, frivolous, or vexatious.

Tonya Rob
 Signature of ADC Inmate Grievance Coord

RECEIVED

SEP 24 2013

CHECK ONE OF THE FOLLOWING

INMATE GRIEVANCE SUPERVISOR

ADMINISTRATION BUILDING

- This Grievance will be addressed by the Warden/Center Supervisor or designee.
- This Grievance is of a medical nature and has been forwarded to the Health Services Administrator who will respond.
- This Grievance involves a mental health issue and has been forwarded to the Mental Health Supervisor who will respond.
- This Grievance has been determined to be an emergency situation, as you so indicated.

This Grievance has been determined to not be an emergency situation because you would not be subject to a substantial risk of personal injury or other serious irreparable harm. Your Grievance will be processed as a Non-Emergency.

This Grievance was REJECTED because it was either non-grievable (untimely, was a duplicate of , or was frivolous or vexatious.

INMATE'S APPEAL

If you disagree with a rejection, you may appeal this decision within five working days by filling in the information requested below and mailing it to the appropriate Chief Deputy/Deputy/Assistant Director. Keep in mind that you are appealing the decision to reject the original complaint. Address only the rejection; do not list additional issues, which were not a part of your original grievance as they will not be addressed. Your appeal statement is limited to what you write in the space provided below.

I receive grievance back on 9/19/13 took to second step on 9/19/13 how is that untimely when ADC policy say I can only turn 3 grievances

Deverick Scott

Inmate Signature

131042

ADC #

9/19/13

Date

to second step a week. I have to wait to next week what Mrs. Robinson is doing. All grievances on this officer she file untimely cause this problem to be over look at warden level. now this officer assault my homeboy said he was perverting zimmerman the white dude who kill that lil black kid in florida. Then he balled up my homeboy picture of his brother who just got shot and killed by police in Little Rock. All this could been avoided if you'll been investigated but Mrs. Robinson abusing her authority trying to cover up officers violate his Ar#225 Employee Conduct Standards This need to be investigate before you'll have more lawsuits on. I request investigation by Internal Affairs, O-14 polygraph test, camera check!

(6)

IGTT430
3GD

Attachment VI

INMATE NAME: Scott, Deverick D.

ADC #: 131042

GRIEVANCE#:VSM13-03625

CHIEF DEPUTY/DEPUTY/ASSISTANT DIRECTOR'S DECISION

Inmate Scott your Grievance VSM-13-03625 was rejected by the Unit Warden because it was considered untimely; According to my review this was done in accordance with AD-12-16. I find no merit to your complaint.

Appeal denied

1 M 7

Director

Date

10.31.13

ISSR100

Arkansas Department of Corrections
Varner Super Max Unit
MAJOR DISCIPLINARY

If the C.S.O. determines that the violation(s) described on this document are felonious; he/she must hand carry this document to the Unit Warden who must immediately notify the Director.

Inmate: Scott, Deverick Deshonee**ADC#:** 131042B**Assignment:** AM/PM:Adm. Seg. Punitive

Class: IV **is being charged by** Pruitt, James E
with code violation(s):

Title: Correctional Sergeant

12-1 Failure to obey verbal and/OR written orders of staff

Date & Time: 08/27/2013 10:00 AM**Notice of Charges:**

Incident Report Unit: Varner Unit
 Incident Report Date/Time: 08/27/2013/10:00:00 AM
 Incident Report Number: 2013-08-272
 Incident Report Comments By: James E Pruitt

On August 27, 2013 at approx 10:00am, I Sgt J Pruitt was conducting a security round in Isolation 1 when I observed a state issued sheet hanging from the bars in cell 14, which souly houses Inmate Deverick Scott adc# 131042 (Zone 1, ISO 1, Cell 14, Class 4, Ad Seg Punitive) making it impossible to clearly see inside his cell. I then confiscated the sheet from the cell. I have counseled with inmate Scott multiple times about having things hanging from the bars inside his cell and due to safety and security reasons, he should not do it again. Inmate Scott is well aware that he is in violation of the rules and regulations of being housed in Isolation. For the above stated facts, I Sgt J. Pruitt am charging Inmate Deverick Scott adc# 131042 with rule violation 12-1 pending DCR. A confiscation form was completed. End of Statement.

(I affirm that the information in this report is true to the best of my knowledge)

Signature of Charging Officer

NOTIFICATION: Officer**Date & Time Notified**

8/30/13 7:13AM

Witness Statements: No X If yes, list:

Inmate's Signature

C.S.O. Review: **Outcome:** Refer to Hearing Officer/Comm.**By:** Malone, Lasaudra M**Date** 08/29/2013**Extension:** No X Yes _____ Has extension form been completed? _____

Presentation by Counsel - Substitute is required when it is determined that the inmate is illiterate or incompetent or that the issues are extraordinarily complex.

Counsel-Substitute: Assigned (Name) _____ Not Assigned _____

hr

I request Case# 650514000237 SWW-BD Document 2 Filed 08/16/14 Page 88 of 107
Scott, Deverick #131042 Date Rec'd 09/09/2013

E-831-4

ARKANSAS DEPARTMENT OF CORRECTION
VSM
MAJOR DISCIPLINARY APPEAL FORM

AR 831

~~PUNITIVE
ISOLATION
MARK AN "X"~~

Max 1/14

Inmate Deverick Scott ADC # 131042 Date 8/27/13
Concerning Disciplinary Given on (date) 8/16/13 by (officer) Pruitt, James

APPEAL TO WARDEN: (to be completed by inmate)

State reasons why conviction or punishment should be reversed or modified: *this is a falsified statement in retaliation of me writing grievances on him on 8/7/13, 8/20/13. You can look him and other officer Naylor and I wrote me up to I wrote them up. They say they council with me numerous times but not unto I wrote them up did they write me up. Look on last grievance I wrote on this officer 2 days before this*

Inmate's Signature: Deverick Scott

On Back ->

RESPONSE FROM WARDEN: (due within ten (10) calendar days of receipt of appeal if punitive)

Affirm: ✓

Reverse: _____

Modify: _____

I have received your disciplinary appeal on 09/09/2013 for your disciplinary dated 08/27/2013, issued by Sgt. J. Pruitt at approx, 10:00 AM for the charges of 12-1 Failure to Obey Order of St^r

This appeal should be AFFIRMED due to the fact that you have not submitted any new evidence and Staff's report is accepted.

I FIND NO REASON TO MODIFY OR REVERSE THE PUNISHMENT. IF YOU DISAGREE WITH MY DECISION, YOU MAY APPEAL TO MR. RAYMOND NAYLOR, HEARING OFFICER ADMINISTRATOR, AT CENTRAL OFFICE.

Sc: 08/27/2013 10:00 AM

Signature: M

Date 8/16/13

NOTICE TO INMATE: If you do not agree with the warden's response, you may appeal it to the Hearing Officer Administrator. If you do not agree with the Hearing Officer Administrator's response, then you may appeal it to the Director. If you decide to appeal, then write a letter repeating your reasons why your conviction or punishment should be reversed or modified.

RECEIVED

SEP - 9 2013

VARNER UNIT

(67)

SR101

Arkansas Department of Correction

DISCIPLINARY HEARING ACTION

Inmate: Scott, Deverick Deshonee **ADC#:** 131042B **Unit:** Varner Unit

Code Violation(s):

12-1 Failure to obey verbal and/OR written orders of staff

Date/Time of Alleged Offense(s): 08/27/2013 10:00 AM

Hearing Date: 09/04/2013 **Time: Start** 11:13 AM **End** 11:16 AM

Recorder: Waddle, Keith L **Tape#:** **Side:** **Meter:** From **To:**

Guilty: Not Guilty **Attendance Waived:** No

Has waiver form been completed? _____

Inmate's Statement:

his officer is retaliating because of a grievance. I did not have a sheet hanging in my cell.

Signature of Inmate

Court Questions:

Do you have a statement?

Entencing Conditions:

Judgment: Guilty

Punitive Isolation Days to Serve:	15	Days Suspended:	0
--	----	------------------------	---

GT Class Reduced to:	IV	Class Suspended:	
-----------------------------	----	-------------------------	--

(68)

sciplinary Hearing Action

/04/2013 11:17 AM

ge 2

mate: Scott, Deverick Deshonee

ADC#: 131042B

Unit: Varner Unit

ditional Sanctions/General Comments:**ctual Basis for Decision (This is a short synopsis of the facts as the Hearing Officer perceives them after reviewing all of the
idence.):**

mate disobeyed an order.

vidence Relied Upon:

states on the am of 8-27-13, Scott disobeyed an order given by staff not to hang items in his cell that restricts staffs view.

easons Why Information Purporting to Exonerate Inmate was Discounted:report is accepted.

**easons for Assessment of Punishment:**

mate is class IV and must obey all orders.

I have read this report and understand that I may appeal to the Warden about any decision made in this matter within fifteen (15) working days by completing the "Disciplinary Appeal" form.

nmate's Signature _____

Counsel-Substitute _____

I affirm that the information is true to the best of my knowledge.

earing Officer _____

Date _____

UNIT LEVEL GRIEVANCE FORM (Attachment A)

(69)

Unit/Center USMName Devenck Scott Yours Watson
ADC# 131042 Brks # 104 Job Assignment _____GRV # VSM13-03525Date Received 9-11-13GRV Code # SII

8/30/13 (Date) STEP ONE: Informal Resolution

9/10/13 (Date) STEP TWO: Formal Grievance (All complaints/concerns should first be handled informally.)
If the issue was not resolved during Step One, state why: _____

(Date) EMERGENCY GRIEVANCE (An emergency situation is one in which you may be subject to a substantial risk of physical harm; emergency grievances are not for ordinary problems that are not of a serious nature). If you marked yes, give this completed form to the designated problem-solving staff, who will sign the attached emergency receipt. If an Emergency, state why: _____

Is this Grievance concerning Medical or Mental Health Services? _____ If yes, circle one: medical or mental
BRIEFLY state your one complaint/concern and be specific as to the complaint, date, place, name of personnel involved and how you were affected. (Please Print): The Conduct of Sgt. Pruitt and Officerwatson continuation of retaliating on me taking my yardcall and
writing false statements violates the AF# 225 Employee Conduct
Standards. I request investigation by Internal Affairs! Cameras
check D-14 polygraph test) I heard them coming down for yardcall so I
set up at approx 8:40am but my guard rail in back was to be shackled down
while I was washing my face. Officer Watson walked by my cell I
told him I wanted my yardcall. Sgt. Pruitt walked up to my cell I
told him to stop harassing me. And he lied on me. He stated he goes write
me up for jump suit in bags. I told him that's for my yardcall he stated I can't
go in. This is abuse of authority these officers have been doing
over a month. I done wrote over 10 grievances, on these officers. The
failure to investigate my allegations by Supervisors like Jackson, Jackson,
Major mcnree Capt. Stevenson shows these officers play favorites it which
makes them steady do it. request camera review 8/30/13 D-14 polygraph test
investigation by Internal AffairsDevenck Scott**RECEIVED**

8/30/13

Date

Inmate Signature

If you are harmed/threatened because of your use of the grievance process, report it immediately to the Warden or designee.

THIS SECTION TO BE FILLED OUT BY STAFF ONLYThis form was received on _____ (date), and determined to be Step One and/or an Emergency Grievance (Yes or No). This form was forwarded to medical or mental health? _____ (Yes or No). If yes, name of the person in that department receiving this form: VARNER UNIT GRIEVANCESgt HigginsID Number 74365Staff Signature Jeff HigginsDate 9-14-13

Date Received

PRINT STAFF NAME (PROBLEM SOLVER) ID Number Staff Signature Describe action taken to resolve complaint, including dates: This is a false statement,I S. Watson conduct myself professionally around staff and inmates
at all times, inmate D. Scott was out of compliance with ADC
policy and refused to comply END OF STATEMENT.Staff Signature & Date Returned John Scott Sept 10 2013 Inmate Signature & Date Received Devenck Scott 8/30/13 RECEIVED

This form was received on _____ (date), pursuant to Step Two. Is it an Emergency? _____ (Yes or No).

Staff Who Received Step Two Grievance: SEP 12 2013 Date: _____Action Taken: _____ (Forwarded to Grievance Officer/Warden/Other) Date: OCT 22 2013If forwarded, provide name of person receiving this form: VARNER UNIT GRIEVANCE Date: _____ INMATE GRIEVANCE SUPERVISOR**DISTRIBUTION:** YELLOW & PINK – Inmate Receipts; BLUE-Grievance Officer; **ORIGINAL**-Given back to Inmate After Completion of Step One and Step Two.

ADMINISTRATION BUILDING

INMATE NAME: Scott, Deverick D. ADC #: 131042B GRIEVANCE #: VSM13-03525

WARDEN/CENTER SUPERVISOR'S DECISION

In response to grievance VSM13-03525 you state, "the conduct of Sgt Pruitt an officer Watson contraction of retaliation on me taking my yard call and writing falsified statements violates the AR 225 Employee Conduct Standards. I request investigation by Internal Affairs cameras check 0-14 polygraph test) I heard them coming threw for yard call so I got up at approx 8:40 am put my jumpsuit in bars (to be shakedown)while I washing my face. Officer Watson walked by my cell I told him I wanted my yard call. Sgt Pruitt walked up to my cell I told him to stop harassing me. He stated he can write me up for jumpsuit in bars. I told him that for my yard call he stated I ain't going. This is abuse of authority these officers have been doing over a month. I don wrote over 10 grievance on these officers. The failure to investigate my allegation by supervisor Warden Watson, Jackson, Major Moncrete, Capt Stevenson shows these officer they condon it which makes them steady do it request camera review 8/30/13 0-14 polygraph test"

Be advised, this issue has been addressed in grievance VSM13-03525. Cpl. Watson states that you were not in compliance with the rules and regulations so therefore your yard call was refused. Video footage was viewed by Capt. Stephens and no supporting evidence was found. Refer to grievance VSM13-03526 for video footage. I find no merit.

Signature of Warden/Supervisor or Designee

Title

Date

INMATE'S APPEAL

If you are not satisfied with this response, you may appeal this decision within five working days by filling in the information requested below and mailing it to the appropriate Chief Deputy/Deputy/Assistant Director along with the Unit Level Grievance Form. Keep in mind that you are appealing the decision to the original grievance. Do not list additional issues, which are not part of your original grievance as they will not be addressed. Your appeal statement is limited to what you write in the space provided below.

WHY DO YOU DISAGREE WITH THE ABOVE RESPONSE? *Please tell me how I was out of compliance. The camera will show not one of these officers open the door to give me opportunity to go to yard which is my constitution right. And for supervisors not correct this officer conduct makes them responsible as well. But I no the oversight and covering up that's going on. Larry make you check cameras yourself cause all they do is take their officer word*

Inmate Signature

RECEIVED *131042*

OCT 22 2013

ADC#

10/10/13

Date

INMATE GRIEVANCE SUPERVISOR
ADMINISTRATION BUILDING



IGTT430
3GD

Attachment VI

INMATE NAME: Scott, Deverick D.

ADC #: 131042

GRIEVANCE#:VSM13-03525

CHIEF DEPUTY/DEPUTY/ASSISTANT DIRECTOR'S DECISION

You state that you were denied yard on 8/30/13.

According to my review staff should have wrote you a major disciplinary for not following the rules and regulations. However, you allege that you were denied yard, therefore I am forwarding a copy to the Unit Warden to look into this situation and advise his staff of this situation to ensure that policy and procedure are being followed.

Appeal denied

Director

1-2-2014
Date

Unit/Center VSMName Derrick ScottADC# 131642 Brks # 150-1-14 cell Job Assignment _____

GRV # _____

Date Received: _____

GRV Code #: _____

8/30/13 (Date) STEP ONE: Informal Resolution

(Date) STEP TWO: Formal Grievance (All complaints/concerns should first be handled informally.)

If the issue was not resolved during Step One, state why: _____

(Date) EMERGENCY GRIEVANCE (An emergency situation is one in which you may be subject to a substantial risk of physical harm; emergency grievances are not for ordinary problems that are not of a serious nature). If you marked yes, give this completed form to the designated problem-solving staff, who will sign the attached emergency receipt. If an Emergency, state why: Officer Watson racism goes on everyday he take white boys to yardcell and let em trade books when they qint on list but take

Is this Grievance concerning Medical or Mental Health Services? _____ If yes, circle one: medical or mental

BRIEFLY state your one complaint/concern and be specific as to the complaint, date, place, name of personnel involved and how you were affected. (Please Print): On 8/30/13 the abuse of authority by officer Watson at approx 8:40 am review camera he took everybody yardcell in 150 I. For last month I been writing grievances about this officer abusing his authority to no prevail. There's no policy that after you take yardcell list in morning you come take another list that's what this officer do before he run yardcell to take our yardcell. His supervisor set by with knows this and steady follow him to take yardcell list and best us out of yardcell is what makes this officer thinks his actions is okay. for the violation of AD 1020 Justice segregation Art 225 Employee Conduct standards I will asked to be compensated \$100 everyday my yardcell has been taken. This officer takes our yardcell so he won't have to run 2 hrs for job 1-150 I then he can go home early or sit in control booth with Sgt. Smith em and not work. This RACISM GOES ON EVERYDAY. Officer TTS who run yardcell with him on 8/30/13 he put white boys on list go outside who wasn't on it let them trade and trade but take us black inmates yardcell everyday. He strip search all black inmates and tear our cell up shaking down, but don't do it to white inmates if he didn't know they trade books.Derrick Scott
Inmate Signature

Date

If you are harmed/threatened because of your use of the grievance process, report it immediately to the Warden or designee.**THIS SECTION TO BE FILLED OUT BY STAFF ONLY**

This form was received on _____ (date), and determined to be Step One and/or an Emergency Grievance (Yes or No). This form was forwarded to medical or mental health? _____ (Yes or No). If yes, name of the person in that department receiving this form: _____ Date _____

Sgt Higgins 74365 Sgt J. Higgins 9-4-13
PRINT STAFF NAME (PROBLEM SOLVER) ID Number Staff Signature Date ReceivedDescribe action taken to resolve complaint, including dates: _____

Staff Signature & Date Returned

Inmate Signature & Date Received

This form was received on _____ (date), pursuant to Step Two. Is it an Emergency? _____ (Yes or No).

Staff Who Received Step Two Grievance: _____ Date: _____

Action Taken: _____ (Forwarded to Grievance Officer/Warden/Other) Date: _____

If forwarded, provide name of person receiving this form: _____ Date: _____

DISTRIBUTION: YELLOW & PINK – Inmate Receipts; BLUE-Grievance Officer; ORIGINAL-Given back to Inmate After Completion of Step One and Step Two.62
or black inmates yardcell 3 times out the week.

Refiled 9/18/13

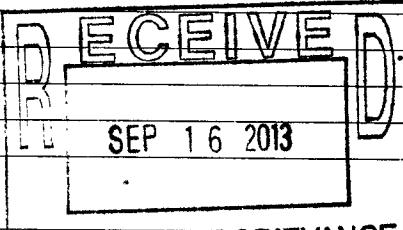
FOR OFFICE USE ONLY	
GRV #	FM-13-3640 (B)
Date Received	9/18/13
GRV Code #:	000

Unit/Center V501Name Dereich ScottADC# 131042 Brks # 150-1404 Job Assignment _____

9/28/13 (Date) STEP ONE: Informal Resolution

9/28/13 (Date) STEP TWO: Formal Grievance (All complaints/concerns should first be handled informally.)
If the issue was not resolved during Step One, state why: Her 1st Pruitt be all in
ignores medical business not letting Mr. Gray do her work

(Date) EMERGENCY GRIEVANCE (An emergency situation is one in which you may be subject to a substantial risk of physical harm; emergency grievances are not for ordinary problems that are not of a serious nature). If you marked yes, give this completed form to the designated problem-solving staff, who will sign the attached emergency receipt. If an Emergency, state why: _____

Is this Grievance concerning Medical or Mental Health Services? If yes, circle one: Medical or mental**BRIEFLY** state your one complaint/concern and be specific as to the complaint, date, place, name of personnel involved and how you were affected. (Please Print): By you'll not investigat my last grievanceon nurse gray and Sgt. Pruitt on 8/28/13 review comon nurse gray while
at my neighbor cell during sick call refuse to see other in master on my
side in 1501 cause Sgt. Pruitt wgs with her and she didn't want
to walk by my cell with Sgt. Pruitt cause they no I no they molesting
Art # 225 Employee Conduct standards (Inception policy) Now I think
this why I been denied my medical treatment for last 2 weeks. I
request O-14 polygraph test and investigation by internal affairs. And
then she had Sgt. Pruitt to retaliate on me for writing them up by
writing me a falsehood disciplinary on 8/27/13Dereich Scott

Inmate Signature

8/30/13

Date

If you are harmed/threatened because of your use of the grievance process, report it immediately to the Warden or designee.**THIS SECTION TO BE FILLED OUT BY STAFF ONLY**

This form was received on _____ (date), and determined to be Step One and/or an Emergency Grievance

(Yes or No). This form was forwarded to medical or mental health? (Yes or No). If yes, nameof the person in that department receiving this form: Sgt HigginsDate 9-14-13

PRINT STAFF NAME (PROBLEM SOLVER)

ID Number 74365Staff Signature Dy J HigginsDate Received 9-14-13Describe action taken to resolve complaint, including dates: The matter has beeninvestigated.RECEIVED-DEPUTY DIRECTOR
ARKANSAS DEPARTMENT
OF CORRECTIONStaff Signature & Date Returned Capt 9/9/13

2013

Inmate Signature & Date Received Derek Scott 9/13This form was received on _____ (date), pursuant to Step Two. Is it an Emergency? (Yes or No).Staff Who Received Step Two Grievance: Sgt Higgins Date: 9-14-13Action Taken: Forwarded to Grievance Officer/Warden/Other Date: 9-14-13If forwarded, provide name of person receiving this form: Dy Higgins Date: 9-18-13**DISTRIBUTION:** YELLOW & PINK – Inmate Receipts; BLUE-Grievance Officer; ORIGINAL-Given back to Inmate After Completion of Step One and Step Two.

IGTT400
3GR

Attachment II

(A) WU
9/14/13**ACKNOWLEDGMENT OR REJECTION OF UNIT LEVEL GRIEVANCE**TO: Inmate Scott, Deverick D.
FROM: Cantrell, Sharon L
DATE: 09/18/2013ADC #: 131042B
TITLE: ADC/DCC Program Specialist
GRIEVANCE #: VSM13-03642

Please be advised, I have received your Grievance dated 09/09/2013 on 09/18/2013.
 Your grievance was rejected as either non-grievable, untimely, duplicative, frivolous, or vexatious.

Signature of ADC/DCC Program Specialist

CHECK ONE OF THE FOLLOWING

- This Grievance will be addressed by the Warden/Center Supervisor or designee.
- This Grievance is of a medical nature and has been forwarded to the Health Services Administrator who will respond.
- This Grievance involves a mental health issue and has been forwarded to the Mental Health Supervisor who will respond.
- This Grievance has been determined to be an emergency situation, as you so indicated.
- This Grievance has been determined to not be an emergency situation because you would not be subject to a substantial risk of personal injury or other serious irreparable harm. Your Grievance will be processed as a Non-Emergency.
- This Grievance was REJECTED because it was either non-grievable (), untimely, was a duplicate of , or was frivolous or vexatious.

INMATE'S APPEAL

If you disagree with a rejection, you may appeal this decision within five working days by filling in the information requested below and mailing it to the appropriate Chief Deputy/Deputy/Assistant Director. Keep in mind that you are appealing the decision to reject the original complaint. Address only the rejection; do not list additional issues, which were not a part of your original grievance as they will not be addressed. Your appeal statement is limited to what you write in the space provided below.

*This is unfinely when I got back on 9/5/13 turned in grievance 9/4/13
these grievance officer is abusing authority to cover up for these office's*

Deverick Scott
Inmate Signature131042
ADC #9/20/13
Date

Violating ADC policy. The main problems nurses can't do their job they be flirting with others

RECEIVED-DEPUTY DIRECTOR
ARKANSAS DEPARTMENT
OF CORRECTION

REC'D 1 2013

HEALTH & CORRECTIONAL PROGRAMS

75

IGTT430
3GD

④vu Attachment VI

INMATE NAME: Scott, Deverick D.

ADC #: 131042

GRIEVANCE#:VSM13-03642

CHIEF DEPUTY/DEPUTY/ASSISTANT DIRECTOR'S DECISION

August 28, you grieved that Nurse Gray and Sgt. Pruitt are violating the nepotism policy which has resulted in you being denied medical care for the last two weeks. On August 27 they wrote a false disciplinary on you, and she refused to come to your cell on August 29.

Your grievance was rejected at the unit level due to being untimely.

Your appeal states that you did not receive the informal back until August 9. Additionally you claim the grievance officer is abusing authority to cover up for these officers violating ADC policy and the main problem is the nurse can't do her job due to flirting with officers.

According to the grievance policy, if you do not get a response to Step One within the three business days, you can proceed to Step Two but you only have three additional working days; you dated your grievance, Step One, August 28 and 30, so you could have proceeded to Step Two by September 10 (6 working days from August 30) without a response. You received a response from medical on September 9 and proceeded to Step Two at that time; however, the grievance officer rejected your Step Two because it was not received by staff until September 14 (and was received in the grievance office September 18).

AD 12-16 provides: If the designated problem-solver (or substituted person to resolve the issue such as a medical or mental health staff member) has failed to contact the inmate and attempt resolution of the complaint or failed to return Step One (the grievance) within the designated three working days, the inmate may proceed to Step 2, the formal grievance, without the completion of Step 1. In that instance, Step 2, the formal grievance, must be filed no later than six (6) working days from the submission of the Unit Level Grievance Form pursuant to Step 1: this allows three (3) working days to wait for a response to Step 1, and three (3) working days to initiate Step 2. (These are not three (3) additional days, i.e., if the problem-solver returns Step One on the day it was submitted, the inmate has only three (3) working days from receipt of that response to file Step Two.) The inmate will submit a copy of his Unit Level Grievance Form using the pink copy he retained following the instructions for Step Two.

Your grievance was rejected because you did not follow policy. You should submit your grievance on the date you indicate rather than dating the body of your grievance August 30, but indicating you submitted Step One on August 28 (and giving it to the Sergeant September 4).

Your appeal is without merit.

Director



Date

10/10/13

Unit/Center 151

FOR OFFICE USE ONLY

Name Devenick Scott

ADC# 131042 Brks # 150 Job Assignment

GRV # _____
 Date Received _____
 GRV Code #: _____

9/10/13 (Date) STEP ONE: Informal Resolution

(Date) STEP TWO: Formal Grievance (All complaints/concerns should first be handled informally.)
 If the issue was not resolved during Step One, state why: _____

(Date) EMERGENCY GRIEVANCE (An emergency situation is one in which you may be subject to a substantial risk of physical harm; emergency grievances are not for ordinary problems that are not of a serious nature). If you marked yes, give this completed form to the designated problem-solving staff, who will sign the attached emergency receipt. If an Emergency, state why: _____

Is this Grievance concerning Medical or Mental Health Services? _____ If yes, circle one: medical or mental

BRIEFLY state your one complaint/concern and be specific as to the complaint, date, place, name of personnel involved and how you were affected. (Please Print):

On 9/10/13 official misconduct by omission in retaliation with reprisal against state of Arkansas administration Laws Ar 8.35 grievance procedure and Ar 225 Employee conduct standards Warden officials Watson major massive failure to ensure officer Watson was properly train Governor and suppose to adhere to Ar 225 rules regulations Arkansas by retaliations on me by taking my yardall today on 9/10/13 then you can review cameras if come looking me telling me to set a grievance and write it up This shows how these officers take this grievance system as a joke but you can overlook this other abuse of authority which isn't corrected at supervisor level make you'll accountable also cause it isn't no way in court of law a Co. 1 can justify breaking U.S Constitution laws. Yardall is a right got privilege it don't matter if something is bars or cell out of compliance you don't take yardall a inmate who has been in AdSeg over 5 years immediately to set 1 hr. freedom for mental relief. I will asked to be compensated (for everyday) my yardall has been taken

Devenick Scott

Inmate Signature

9/10/13

Date

If you are harmed/threatened because of your use of the grievance process, report it immediately to the Warden or designee.**THIS SECTION TO BE FILLED OUT BY STAFF ONLY**

This form was received on _____ (date), and determined to be Step One and/or an Emergency Grievance (Yes or No). This form was forwarded to medical or mental health? _____ (Yes or No). If yes, name of the person in that department receiving this form: _____ Date _____

PRINT STAFF NAME (PROBLEM SOLVER)

ID Number

Staff Signature

Date Received

Describe action taken to resolve complaint, including dates: _____

Staff Signature & Date Returned

Inmate Signature & Date Received

This form was received on _____ (date), pursuant to Step Two. Is it an Emergency? _____ (Yes or No).

Staff Who Received Step Two Grievance: _____ Date: _____

Action Taken: _____ (Forwarded to Grievance Officer/Warden/Other) Date: _____
 forwarded, provide name of person receiving this form: _____ Date: _____**TRIBUTION: YELLOW & PINK – Inmate Receipts; BLUE-Grievance Officer; ORIGINAL-Given back inmate After Completion of Step One and Step Two.**

UNIT LEVEL GRIEVANCE FORM (Attachment 1)

FOR OFFICE USE ONLY

Unit/Center VSM

Name Deronick Scott

ADC# 131042

Brks # 1501-14 Cell Job Assignment

GRV. # VSM13-04181

Date Received: 10-18-13

GRV. Code #: 800

(71)

10/17/13 (Date) STEP ONE: Informal Resolution

10/17/13 (Date) STEP TWO: Formal Grievance (All complaints/concerns should first be handled informally.)
If the issue was not resolved during Step One, state why: *Cop Taylor can't solve*

(Date) EMERGENCY GRIEVANCE (An emergency situation is one in which you may be subject to a substantial risk of physical harm; emergency grievances are not for ordinary problems that are not of a serious nature). If you marked yes, give this completed form to the designated problem-solving staff, who will sign the attached emergency receipt. If an Emergency, state why:

Is this Grievance concerning Medical or Mental Health Services? If yes, circle one: medical or mental**BRIEFLY** state your one complaint/concern and be specific as to the complaint, date, place, name of personnel involved and how you were affected. (Please Print): *On 10/17/13 the conduct of Lt. Taylor**constitutes a violation of my 14th Amendment right and violation of Ar 225 Employee Conduct Standards. To sit by and watch officer Watson retaliate on me for utilizing prisoners grievance by taking my yardcall. Lt. Taylor watch Watson bypass my cell and didn't stop and give me opportunity to go to yard didn't even ask me once I was already on list. I say Lt. Taylor you see he didn't even come to our cell when whisper in Lt. Taylor ear. Lt. Taylor state its against policy I had my jump suit in back I gotta get shook down and strip so yeah it's in back waiting. Every body no we got to be strip search we gonna take everything out he's he used that as a excuse. Don't even open our doors and say we're word to us. These illegal actions is a constitutes violation and I will demand to be compensated at court level. I request a polygraph test, cameras down.**Deronick Scott*

Inmate Signature

10/17/13

Date

OCT 18 2013

If you are harmed/threatened because of your use of the grievance process, report it immediately to the Warden or designee.

THIS SECTION TO BE FILLED OUT BY STAFF ONLY

This form was received on _____ (date), and determined to be Step One and/or an Emergency Grievance

(Yes or No). This form was forwarded to medical or mental health? (Yes or No). If yes, name of the person in that department receiving this form: *Warner*Date *10/18/13*
PRINT STAFF NAME (PROBLEM SOLVER) ID Number Staff Signature Date ReceivedDescribe action taken to resolve complaint, including dates: *No advise at NO time**Lt Taylor fail his inmate yard.**D Smith 10-12-13*

Staff Signature & Date Returned

Levi Scott 10/17/13

Inmate Signature & Date Received

This form was received on 10/17/13 (date), pursuant to Step Two. Is it an Emergency? No (Yes or No).Staff Who Received Step Two Grievance: Levi Scott Date: 10/22/13

Action Taken: _____ (Forwarded to Grievance Officer/Warden/Other) Date: _____

If forwarded, provide name of person receiving this form: _____ Date: _____

DISTRIBUTION: YELLOW & PINK – Inmate Receipts; BLUE-Grievance Officer; ORIGINAL-Given back to Inmate After Completion of Step One and Step Two.

M6/10/14

(78)

Attachment II

IGTT400

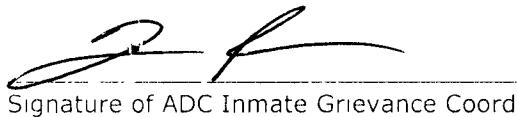
3GR

ACKNOWLEDGMENT OR REJECTION OF UNIT LEVEL GRIEVANCE

TO: Inmate Scott, Deverick D.
 FROM: Robinson, Tonya R
 DATE: 10/24/2013

ADC #: 131042B
 TITLE: ADC Inmate Grievance Coord
 GRIEVANCE #: VSM13-04181

Please be advised, I have received your Grievance dated 10/17/2013 on 10/18/2013.
 Your grievance was rejected as either non-grievable, untimely, duplicative, frivolous, or vexatious.



Signature of ADC Inmate Grievance Coord

CHECK ONE OF THE FOLLOWING

- This Grievance will be addressed by the Warden/Center Supervisor or designee.
- This Grievance is of a medical nature and has been forwarded to the Health Services Administrator who will respond.
- This Grievance involves a mental health issue and has been forwarded to the Mental Health Supervisor who will respond.
- This Grievance has been determined to be an emergency situation, as you so indicated.

- This Grievance has been determined to not be an emergency situation because you would not be subject to a substantial risk of personal injury or other serious irreparable harm. Your Grievance will be processed as a Non-Emergency.
- This Grievance was REJECTED because it was either non-grievable (, untimely, was a duplicate of , or was frivolous or vexatious.)

INMATE'S APPEAL

If you disagree with a rejection, you may appeal this decision within five working days by filling in the information requested below and mailing it to the appropriate Chief Deputy/Deputy/Assistant Director. Keep in mind that you are appealing the decision to reject the original complaint. Address only the rejection; do not list additional issues, which were not a part of your original grievance as they will not be addressed. Your appeal statement is limited to what you write in the space provided below.

Deverick Scott
 Inmate Signature

131042
 ADC #

10/25/13
 Date

To make a policy to reject my grievance I turn in one day after the grievance was brought back to me and my problem not be address is violation of my 1st Amendment right prisner's grievance system free access to court and I will asked to be compensated if court leaves

79

IGTT430
3GD

Attachment VI

INMATE NAME: Scott, Deverick D.

ADC #: 131042

GRIEVANCE#:VSM13-04181

CHIEF DEPUTY/DEPUTY/ASSISTANT DIRECTOR'S DECISION

Inmate Scott your Grievance VSM-13-04181 was rejected by the unit warden because it was considered untimely. According to my review this was done in accordance with AD 12-16.

Appeal denied

Director

Date

17 M -

12.10.13

80

Unit/Center VSMName Denevick ScottADC# 131042 Brks # 150 1-14 Job Assignment _____

10/7/13 (Date) STEP ONE: Informal Resolution

GRV. #
Date Received
GRV Code #

(Date) STEP TWO: Formal Grievance (All complaints/concerns should first be handled informally.)
If the issue was not resolved during Step One, state why: _____

(Date) EMERGENCY GRIEVANCE (An emergency situation is one in which you may be subject to a substantial risk of physical harm; emergency grievances are not for ordinary problems that are not of a serious nature). If you marked yes, give this completed form to the designated problem-solving staff, who will sign the attached emergency receipt. If an Emergency, state why: _____

Is this Grievance concerning Medical or Mental Health Services? _____ If yes, circle one: medical or mental

BRIEFLY state your one complaint/concern and be specific as to the complaint, date, place, name of personnel involved and how you were affected. (Please Print): In 10/7/13 office of misconduct by omission in retaliation with reprisal against state of Arkansas administrator, Capt. Ar 835 grievance procedure, and Ar 225 Employee conduct standards Warden Watson, Jackson, Major concrete to concrete and make a Vamer unit yardcall policy in retaliation to cover up for officer Watson taking inmates yo back that wrote previous grievances in July, August now make policy for officers to take our yardcall without gloves if the opportunity to do so if they so, a set of paper bars and write wrote a disciplinary to cover officer Watson head and hogtros illegal actions. The Sergeant print Watson sergeant and Sgt. Heath yardcall sergeant condone it by bring a blind eye steady show him to take and run yardcall. stating judge I get to ride with the blue. This show these corrupted officers mind frame of racism and prejudice of illegal actions to turn they lit group into a gang.Grievance officer Tonya Robinson played apart by consoling and rejecting all grievance so this wouldn't make new warden Jackson attention. I request investigation by Interact offices. Camera Check, OPI polygraph testDenevick Scott

Inmate Signature

10/7/13

Date

If you are harmed/threatened because of your use of the grievance process, report it immediately to the Warden or designee.**THIS SECTION TO BE FILLED OUT BY STAFF ONLY**

This form was received on _____ (date), and determined to be Step One and/or an Emergency Grievance (Yes or No). This form was forwarded to medical or mental health? _____ (Yes or No). If yes, name of the person in that department receiving this form:

Wm

PRINT STAFF NAME (PROBLEM SOLVER)

ID Number

W. Smith

Staff Signature

10/8/13

Date Received

Describe action taken to resolve complaint, including dates: _____

Staff Signature & Date Returned

Inmate Signature & Date Received

This form was received on _____ (date), pursuant to Step Two. Is it an Emergency? _____ (Yes or No).

Staff Who Received Step Two Grievance: _____ Date: _____

Action Taken: _____ (Forwarded to Grievance Officer/Warden/Other) Date: _____

If forwarded, provide name of person receiving this form: _____ Date: _____

DISTRIBUTION: YELLOW & PINK – Inmate Receipts; BLUE-Grievance Officer; ORIGINAL-Given back to Inmate After Completion of Step One and Step Two.

Unit/Center 18M

Name Deonck Scott

ADC# 131042 Brks # Job Assignment

GRV. # _____

Date Received: _____

GRV. Code #: _____

10/23/13 (Date) STEP ONE: Informal Resolution

(Date) STEP TWO: Formal Grievance (All complaints/concerns should first be handled informally.)
If the issue was not resolved during Step One, state why: _____

10/23/13 (Date) EMERGENCY GRIEVANCE (An emergency situation is one in which you may be subject to a substantial risk of physical harm; emergency grievances are not for ordinary problems that are not of a serious nature). If you marked yes, give this completed form to the designated problem-solving staff, who will sign the attached emergency receipt. If an Emergency, state why: _____

Is this Grievance concerning Medical or Mental Health Services? _____ If yes, circle one: medical or mental
BRIEFLY state your one complaint/concern and be specific as to the complaint, date, place, name of personnel involved and how you were affected. (Please Print):

The conduct of Major moncrete, Lt taylor, Sgt. bailey Constitutes a violation of my 1st Amendment rights of USC by abusing their authority in retaliation of me writing them up on 10/8/13 so on 10/13/13 to retaliate violate the AD# 06-23 Alternative rest policy and put me another retaliation evil motions when I haven't due anything that cause that subject of punishment. I beat the disciplinary rule violations I was there or doing in a due process hearing. So the take punishment the punishment I endure of 5 days afterwards general I will asked to be composed of court tell I request investigations of abuse of authority by Internal Affairs cameras check, O-11 polygraph test, lg in bodies

Deonck Scott

Inmate Signature

10/23/13

Date

If you are harmed/threatened because of your use of the grievance process, report it immediately to the Warden or designee.
THIS SECTION TO BE FILLED OUT BY STAFF ONLY

This form was received on _____ (date), and determined to be Step One and/or an Emergency Grievance _____ (Yes or No). This form was forwarded to medical or mental health? _____ (Yes or No). If yes, name of the person in that department receiving this form: _____ Date _____

Sgt. D. Pruitt

PRINT STAFF NAME (PROBLEM SOLVER)

86281

ID Number

Sgt. J. P. L.

Staff Signature

Date Received

Describe action taken to resolve complaint, including dates _____

Staff Signature & Date Returned

Inmate Signature & Date Received

This form was received on _____ (date), pursuant to Step Two. Is it an Emergency? _____ (Yes or No).

Staff Who Received Step Two Grievance: _____ Date: _____

Action Taken: _____ (Forwarded to Grievance Officer/Warden/Other) Date: _____

If forwarded, provide name of person receiving this form: _____ Date: _____

DISTRIBUTION: YELLOW & PINK – Inmate Receipts; BLUE-Grievance Officer; ORIGINAL-Give to Inmate After Completion of Step One and Step Two.

Unit/Center VSMName Derrick ScottADC# 131042 Brks # 4004 Job Assignment _____

FOR OFFICE USE ONLY

GRV # VSM14-1293Date Received: 04-04-14GRV. Code #: 511

3/28/14 (Date) STEP ONE: Informal Resolution

4/3/14 (Date) STEP TWO: Formal Grievance (All complaints/concerns should first be handled informally.) If the issue was not resolved during Step One, state why:

He gave them an extra hr that Saturday to ones who went out but didn't offer the ones yardcall

(Date) EMERGENCY GRIEVANCE (An emergency situation is one in which you may be subject to a substantial risk of physical harm; emergency grievances are not for ordinary problems that are not of a serious nature). If you marked yes, give this completed form to the designated problem-solving staff, who will sign the attached emergency receipt. If an Emergency, state why:

Is this Grievance concerning Medical or Mental Health Services? If yes, circle one: medical or mental**BRIEFLY** state your one complaint/concern and be specific as to the complaint, date, place, name of personnel involved and how you were affected. (Please Print):

The conduct of Lt. Bophers to take our yardcall on Friday 3/21/14, Sunday 3/23/14 and at Weds. and Thursday I asked him what's up with our yardcall he said he running classification. This conduct violates our 1st Amendment rights. The Federal law is mandated that inmates be 23 hr 1 a day is mandatory to get 5 hours a week yardcall. He refuse to make up my yardcall. But every since they took our yardcall on Weds. Thursday and run Friday, Sat. Sun. The shifts been taking our yardcall and not making it up. I will asked to be compromised \$125. of each day my yardcall was taken. I tried to work with him and told him just got me extra tray at lunch. He refuse that to comprise for the suffering I endure to my first amendment rights of U.S.C.

RECEIVED	RECEIVED
APR 1 2014	3/28/14 TREATMENT OFFICE
A-22 - 1 2014	

Inmate Signature

Date

If you are harmed/threatened because of your grievance process report it immediately to the Warden or designee.**THIS SECTION TO BE FILLED OUT BY STAFF ONLY**

This form was received on _____ (date), and determined to be Step One and/or an Emergency Grievance (Yes or No). This form was forwarded to medical or mental health? _____ (Yes or No). If yes, name of the person in that department receiving this form:

John John 4-1-14 Date Received

PRINT STAFF NAME (PROBLEM SOLVER) ID Number Staff Signature Date Received

Describe action taken to resolve complaint, including dates: Inmates who is being housed in Isolation 4 were given their extra hour for that Friday. I have no idea about why Inmate Scott did not get his yard. End of Statement

Staff Signature & Date Returned John 4/3/14 Inmate Signature & Date Received Deeb Smith 4/3/14This form was received on 4/3/14 (date) pursuant to Step Two. Is it an Emergency? No (Yes or No).Staff Who Received Step Two Grievance: John Date: 4/3/14Action Taken: (Forwarded to Grievance Officer/Warden/Other) Date: 4/3/14

If forwarded, provide name of person receiving this form: _____ Date: _____

DISTRIBUTION: YELLOW & PINK – Inmate Receipts; **BLUE**-Grievance Officer; **ORIGINAL**-Given back to Inmate After Completion of Step One and Step Two.

82

b6 b7c b7d

18

max 04/004
Attachment IIIIGTT410
3GSINMATE NAME: Scott, Deverick D.ADC #: 131042BGRIEVANCE #: VSM14-01293

(83)

WARDEN/CENTER SUPERVISOR'S DECISION

In response to your grievance: Inmate Scott, you state, "The conduct of Lt Bphen to take our yard call on Friday 3/21/14, Sunday 3/23/14 and on Weds and Thursday I asked him what up with our yard call he said he running classification. This conduct violates our 1st 14th Amendment rights. The federal law is mandate that inmates on 23 hr 1 a day is mandatory to get 5 hour a week yard call. He refuse to make up my yard call. But every since they took our yard call on Wed Thursday and run Friday Sat. Sun. The shift been taking our yard call and not making it up. I will asked to be compiscate \$125.04 each day my yard call was taken. I tried to work with him and told him just get me extra tray at lunch. He refuse that to compiscate for the suffering I endure to my first amendment rights of USC."

Effective March 2, 2014 yard call is to be conducted on the following days: Sunday, Monday, Tuesday, Friday, and Saturday. Records show that yard call for Isolation 4 was not ran on 03/21/2014. Staff advises this was due to a shortage of staff. Staff also states that the next day, Isolation 4 was afforded yard call first. Staff advises that you did not go to yard call. If any corrective action involving staff is warranted, inmates will not be apprised.

If you did indeed request staff to provide you an extra lunch tray due to not receiving yard call then you should have received a disciplinary for your actions. There is no record that you did. Also be advised per AD: 14-16 Remedies available do not include disciplinary action against employees, contractors, or volunteers, nor monetary damages.

Therefore, I find this issue resolved.

Signature of Warden/Supervisor or Designee

Title

Date

INMATE'S APPEAL

If you are not satisfied with this response, you may appeal this decision within five working days by filling in the information requested below and mailing it to the appropriate Chief Deputy/Deputy/Assistant Director along with the Unit Level Grievance Form. Keep in mind that you are appealing the decision to the original grievance. Do not list additional issues, which are not part of your original grievance as they will not be addressed. Your appeal statement is limited to what you write in the space provided below.

WHY DO YOU DISAGREE WITH THE ABOVE RESPONSE?

Inmate Signature

ADC#

Date

84

**ARKANSAS DEPARTMENT OF CORRECTION
VARNER UNIT
INTER-OFFICE COMMUNICATION**

TO: Inmate Scott, Deverick ADC #131042 Max 1/0014

FROM: Sharon L. Cantrell, Program Specialist - Grievance

RE: Rejected Grievances with Appeals

DATE: October 10, 2013



There is no reason to forward to the Grievance Office your rejected grievances with your appeal responses from Chief Deputy Director May. If you are not understanding the issues of grievances being untimely then refer to the below synopsis of the allowable Grievance timeline/dates as stated in AD: 12-16.

PER AD: 12-16 Inmate Grievance Procedure -

- Grievance Dates
- 15 DAYS – inmate has 15 days to write Informal Step One (1) about issue/incident
- 3 DAYS – Problem Solver has 3 working days to resolve or meet with inmate about issue
- 24 HOURS – IF emergency immediately but no later than 24 hours.
- 3 DAYS – Problem Solver returns Step 1 immediately or within 3 days inmate has 3 days to proceed to Step 2
- 3 DAYS – Problem Solver fails to return Step 1 within 3 days can go to Step 2 with pink/yellow copy
- 6 DAYS – Step 2 must be filed within 6 days from submission of Step 1
- 5 DAYS – Grievance Officer has 5 days to send acknowledgement or rejection after receipt of Step 2

Also if you disagree with Chief Deputy Director May's decision, then you have exhausted your remedies in regard to your grievance(s).



Cc: File
D. Smith

COPY

on him and nurse Greg violating hospital policy that was made
him write him up. This officer wasn't no where near my cell
from 9:00 am - 11:00 am on this day.